

**VIRGINIA BOARD OF  
NURSING  
Final Agenda**

Department of Health Professions, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233

**Tuesday, September 17, 2019**

**9:00 A.M. - Business Meeting of the Board of Nursing – Quorum of the Board -  
Conference Center Suite 201 – Board room 2**

**Call to Order:** Louise Hershkowitz, CRNA, MSHA; President

**Establishment of a Quorum.**

**Announcement**

- Welcome New Board Members
  - **Yvette Dorsey, DNP, RN**, was appointed on August 16, 2019 for an unexpired term beginning June 29, 2019 and ending on June 30, 2020 to succeed Joyce Hahn, PhD, RN, NEA-BC, FNAP, FAAN
  - **James Hermansen-Parker, MSN, RN, PCCN-K**, was reappointed on August 16, 2019 for a four year term beginning July 1, 2019 and ending on June 30, 2023
  - **Dixie McElfresh, LPN**, was reappointed on August 16, 2019 for a four year term beginning on July 1, 2019 and ending on June 30, 2023
  - **Felisa Smith, RN, BSN, MSA, MSN/Ed, CNE**, was appointed on August 16, 2019 for a four year term beginning July 1, 2019 and ending on June 30, 2023 to succeed Trula E. Minton, MS, RN
- Staff Update:
  - **Patricia Selig, PhD, RN, FNP**, started the P-14 Agency Subordinate/Probable Cause Reviewer position on June 24, 2019
  - **Terri Clinger, DNP, MSN, CPNP-BC**, started the Deputy Executive Director for Advanced Practice position on June 25, 2019
  - **Jay P. Douglas, RN, MSM, CSAC, FRE**, Executive Director for Virginia Board of Nursing, was elected as Area III Director for NCSBN Board of Directors on August 22, 2019
  - **Jeffery McCuiston** started the Criminal Background Check (CBC) Supervisor position on August 25, 2019

**A. Upcoming Meetings:**

- NCSBN Board of Directors meeting is scheduled for September 23-25, 2019 in Chicago – Ms. Douglas will attend as a member of the NCSBN Board of Directors for Area III

- 2019 Tri-Regulator Symposium is scheduled for September 26-27, 2019 in Frisco, TX – Ms. Douglas will attend as a member of the NCSBN Board of Directors for Area III
- 2019 NCSBN Leadership and Public Policy Conference is scheduled for October 2-4, 2019 in Atlanta, GA – Ms. Power will attend
- CLEAR Training “National Certified Investigator & Inspector Training – Basic” is schedule for October 8-10, 2019 in Richmond, VA – Board Staff will attend
- The Committee of the Joint Boards of Nursing and Medicine meeting is scheduled for Wednesday, October 16, 2019 at 9:00 am in Board Room 2
- NCSBN Board of Directors Strategy meeting is scheduled for October 28-29, 2019 in Asheville, NC – Ms. Douglas will attend as a member of the NCSBN Board of Directors for Area III
- **REMINDER - DHP Board Member all day Training is scheduled from Monday, October 7, 2019**
- Citizen Advocacy Center (CAC) Annual Meeting is scheduled for December 10-11, 2019 CAC Dupont Circle Office in Washington, DC. The theme for 2019 meeting is *HEALTHCARE REGULATION AND CREDENTIALING IN AN ANTI-REGULATORY ENVIRONMENT* – Citizen Members interested in attending, see Ms. Hershkowitz or Ms. Douglas

**Review of the Agenda:** (Except where times are stated, items not completed on May 21, 2019 will be completed on May 22, 2019.)

- Additions, Modifications
- Adoption of a Consent Agenda
- **Consent Agenda**
  - B1** May 20, 2019 Board of Nursing Officer Meeting – Ms. Hershkowitz\*
  - B2** May 20, 2019 Panel – Ms. Phelps\*
  - B3** May 21, 2019 Board of Nursing Business Meeting – Ms. Hershkowitz\*
  - B4** May 21, 2019 Possible Summary Suspension Consideration – Ms. Hershkowitz\*
  - B5** May 22, 2019 Panel A – Ms. Hershkowitz\*
  - B6** May 22, 2019 Panel B – Ms. Gerardo\*
  - B7** June 27, 2019 Telephone Conference Call – Ms. Hershkowitz\*
  - B8** July 16, 2019 Recognition of Board Service – Ms. Hershkowitz\*
  - B9** July 16, 2019 Panel A – Ms. Hershkowitz\*
  - B10** July 16, 2019 Panel B – Ms. Gerardo\*
  - B11** July 17, 2019 Panel A – Ms. Hershkowitz\*
  - B12** July 17, 2019 Panel B – Ms. Gerardo\*
  - B13** August 6, 2019 Telephone Conference Call – Ms. Hershkowitz\*
  - B14** August 27, 2019 Public Hearing – Ms. Hershkowitz\*
  - C1** Agency Subordinate Tracking Log\*\*
  - C2** Financial Report\*
  - C3** Board of Nursing Monthly Tracking Log\*
  - C4** Health Practitioners’ Monitoring Program Quarterly Report\*

- C5 Executive Director Report
- C6a Ms. Hershkowitz' report regarding NCSBN Annual Meeting\*\*
- C6b Ms. Phelps' report regarding NCSBN Annual Meeting\*\*
- C6c Dr. Hills' report regarding NCSBN Annual Meeting\*\*

#### **Dialogue with DHP Chief Deputy – Dr. Allison-Bryan**

#### **B. Disposition of Minutes:**

None

#### **C. Reports:**

- C7 Massage Therapy Advisory Board May 29, 2019 minutes and Recommendations – Ms. Ridout\*
  - Massage Therapy License Database\* (**CONFIDENTIAL**)

#### **D. Other Matters:**

- Board Counsel Update – Charis Mitchell (**verbal report**)
- **D1** Dates for the 2020 Board Meetings and Formal Hearings\*
- **D2** Recommendations from the Licensed Massage Therapy Advisory Board Memo – Ms. Ridout\*
  - **D2a** – Guidance Document 90-47 (Guidance on Massage Therapy Practice)\*
  - **D2b** – Guidance Document 90-58 (By Laws – The Advisory Board on Massage Therapy Virginia Board of Nursing)\*
- **D3** (REMOVED FROM AGENDA)
- **D4** New Special Conference Committee (SCC) Composition and Informal Conference Scheduling for the First Half of 2020 (January – June) and the Remainder of 2019– Ms. Hershkowitz and Ms. Douglas
- Board Member Survey – Ms. Hershkowitz (**verbal report**)
- Paperless Licensing – Ms. Douglas (**verbal report**)

#### **E. Education:**

- **E1** Education Informal Conference Committee July 10, 2019 Minutes and Recommendations – Mr. Monson/Dr. Hills\*
  - **E1a** Recommendation regarding Piedmont Virginia Community College Practical Nursing Education Program (**CONFIDENTIAL**)
- **E2** Education Informal Conference Committee September 10, 2019 Minutes and Recommendations – Dr. Hills
- **E3** 2020 Dates for Education Informal Conferences
- Education Staff Report (**verbal report**)

#### **10:00 A.M. - Public Comment**

**POLICY FORUM:** 2017-2018 Nursing Education Program Report - Dr. Carter, Healthcare Workforce Data Center (HWDC) Executive Director, and Dr. Shobo, PhD, HWDC Deputy Executive Director

## **F. Legislation/Regulations – Ms. Douglas**

- **F1** Status of Regulatory Actions\*
- **F2** Adoption of Proposed Regulations for Clinical Nurse Specialist Registration\*
- **F3** Adoption of Regulation for Waiver of Electronic Prescribing by Emergency Action\*
- **F4 - REVISED** Consideration of Comment on Notice of Intended Regulatory Action (NOIRA) for Nurse Aide Education Programs\*\*
- **F5** Amendment to Fee for the Returned Checks\*\*
- Deletion *Virginia Board of Nursing Code of Conduct* as a Guidance Document
- **F6** Guidance Document Memo\*\*
- **F6a** 90-9 (*Guidelines for Prescription Drug Administration Training Program for Child Day Programs*)\*\* – **to re-adopt with no change** to discuss and to repeal
- **F6b** 90-48 (*Guidance on the Use of Social Media*)\*\* – to repeal as content no longer appropriate for guidance document.
- **F6c** 90-54 (*Guidance for Conduct of an Informal Conference by an Agency Subordinate of a Health Regulatory Board at the Department of Health Professions*)\*\* – **to re-adopt with no change**

## **G. Consent Orders: (Closed Session)**

- G1** Shari Michelle Lambert, RN\*
- G2** Theresa Jane Watts Toman, RN\*
- G3** Michelle Smith Burch Stearnes, RN\*\*
- G4** Sonya Young Randall, LPN\*\*

**12:00 P.M. – Lunch**

## **H. 1:00 P.M. – Board Member Training**

- Overview of Nurse Aide Registry Presentation\*\*

**2:00 P.M. – IFC Chair & Committee Member Roles** – Ms. Hershkowitz and Ms. Douglas

**MEETING DEBRIEF**

**ADJOURNMENT**

**3:00 P.M.** – Probable Cause Case review in **Board Room 2** – all Board Members

(\* mailed 8/28) (\*\* mailed 9/5)

# Virginia Board of Nursing

## Officer Meeting

### May 20, 2019 Minutes

**Time and Place:** The meeting of the Board of Nursing Officer meeting was convened at 8:00 A.M. on May 20, 2019 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**Board Members Present:** Louise Hershkowitz, CRNA, MSHA, President, Chairperson  
Jennifer Phelps, BS, LPN, QMHPA, First Vice President  
Marie Gerardo, MS, RN, ANP-BC, Second Vice President

**Staff Members Present:** Jay P. Douglas, RN, MSM, CSAC, FRE

1. Review of Agenda for May 21 Business meeting

2. New Board Member Appointments

Ms. Douglas informed the Officers that Ms. Swineford will not be at the May meeting and Mr. Hermansen-Parker will meet with Ms. Hershkowitz and Ms. Douglas for orientation in the afternoon of May 20, 2019.

3. Assignment of Board Member Mentors

Officers discussed the need for mentors for new Board members. Ms. Cei and Dr. Gleason were identified as possibilities.

4. Review of Composition of Special Conference Committees (SCCs) for Informal Conferences

Officers reviewed the SCC composition in light of vacancies and need to ensure assignment of Chair persons. This may require Board members to be moved. Additional changes will be necessary when Ms. Minton is replaced.

5. Advanced Practice Disciplinary Cases and Agency Subordinates

Ms. Douglas provided updated information regarding changes in Agency Subordinate availability and the need for additional probable cause reviewers for nurse practitioner and nursing cases. They are as follow:

- ❖ Dr. Poston has a new job and will not be serving as an Agency Subordinate, however, she will continue to perform probable cause review for nurse practitioner cases.



- ❖ A former nurse practitioner Board member is being considered for a P-14 Agency Subordinate position.
- ❖ Ms. New has joined the staff as a P-14 probable cause reviewer.
- ❖ Dr. Hills and Ms. Douglas have identified two potential nurse practitioners for probable cause review. A request for additional positions has been made.
- ❖ Ms. Piersall, former Board President, will no longer be serving as Agency Subordinate, however may conduct probable cause review.

#### 6. Proposed 2020 Board Meeting Dates

Officers reviewed the Proposed 2020 Board Meeting Dates and no changes made at this time. Further discussion will occur regarding decreasing the number of meetings.

#### 7. Review of Board Member Survey

Officers reviewed responses to the Board Member survey noting that 100% participation had not been achieved. An in-depth discussion will occur once the remaining two Board Members have sent in their response. It was noted that there were not consistent themes identified and that obstacles to service and issues raised were quite different between retired and working Board members. A summary will be provided to the Board once all responses have been received.

Ms. Phelps raised the issue of Board members having difficulty accessing the CD's that were sent with some cases. Staff will explore the purchase of additional equipment and other options.

The meeting was adjourned at 9:00 A.M.

B2

**VIRGINIA BOARD OF NURSING  
FORMAL HEARINGS  
May 20, 2019**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 9:12 A.M., on May 20, 2019 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Jennifer Phelps, BS, LPN, QMHPA, First Vice President  
Marie Gerardo, MS, RN, ANP-BC, Second Vice President  
Laura F. Cei, BS, LPN, CCRP  
Margaret Friedenberg, Citizen Member  
Tucker Gleason, PhD, Citizen Member  
Trula Minton, MS, RN

**STAFF PRESENT:**

Jodi P. Power, RN, JD, Senior Deputy Executive Director  
Charlette Ridout, RN, MS, CNE, Deputy Executive Director  
Lelia Claire Morris, RN, LNHA, Discipline Case Manager  
Darlene Graham, Senior Discipline Specialist

**OTHERS PRESENT:**

Charis Mitchell, Assistant Attorney General, Board Counsel  
Nurse Aide Students from Dowell J Howard Center  
HCA Healthcare Registered Nurses

**ESTABLISHMENT OF A PANEL:**

With six members of the Board present, a panel was established.

**FORMAL HEARINGS:**

**Christine Rodeland, RN Missouri License # 2005005231 with  
Multistate Privilege**

Ms. Rodeland did not appear.

Holly Walker, Adjudication Specialist, represented the Commonwealth.  
Ms. Mitchell was legal counsel for the Board. L. Kim Taylor and Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Lane Raker, Senior Investigator, Department of Health Professions, testified via telephone

**CLOSED MEETING:**

Dr. Gleason moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 9:40 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Rodeland. Additionally, Dr. Gleason moved that Ms. Power, Ms.

Ridout, Ms. Morris, Ms. Graham, and Ms. Mitchell attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 9:58 A.M.

Dr. Gleason moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Cei moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Walker and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Dr. Gleason moved that the Board of Nursing revoke the multistate privilege of Christine Rodelander to practice professional nursing in the Commonwealth of Virginia. The motion was seconded and carried with four votes in favor. Ms. Gerardo and Ms. Phelps opposed the motion.

This decision shall be effective upon entry by the Board of a written Order stating the findings, conclusion, and decision of this formal hearing panel.

**RECESS:** The Board recessed at 10:00 A.M.

**RECONVENTION:** The Board reconvened at 10:15 A.M.

**FORMAL HEARINGS:** **Carnisha Ianise Taylor, CNA, RMA 1401-147687 0031-007517**

Ms. Taylor appeared and was accompanied by Carol Taylor, her mother, and Tavorise K. Marks, paralegal and representative of the VA NAACP.

Lana Jagadish, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. L. Kim Taylor and Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Marcella Luna, Investigator Supervisor at Headquarter, Department of Health Professions, Carol Taylor, and Stephanie Quick, LNHA, Administrator and Executive Director of Magnolias of Chesterfield, were present and testified.



**CLOSED MEETING:** Dr. Gleason moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 11:31 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Taylor. Additionally, Dr. Gleason moved that Ms. Power, Ms. Morris, Ms. Graham, and Ms. Mitchell attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 12:03 P.M.

Dr. Gleason moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Cei moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jagadish and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Ms. Gerardo moved that the Board of Nursing reprimand Carnisha Ianise Taylor. The motion was seconded and carried with five votes in favor. Dr. Gleason opposed the motion.

This decision shall be effective upon entry by the Board of a written Order stating the findings, conclusion, and decision of this formal hearing panel.

**RECESS:** The Board recessed at 12:05 P.M.

**RECONVENTION:** The Board reconvened at 12:15 P.M.

**FORMAL HEARINGS:** Caleb B. Lesch, RN 0001-255957

Mr. Lesch appeared and was accompanied by his parents, Margaret and Joel Lesch, and his girlfriend, Kelly Airhart.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. L. Kim Taylor and Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Joyce Johnson, Senior Investigator, Department of Health Professions, and was present and testified. Bridget Turpin, Health Practitioners' Monitoring Program (HPMP) Case Manager, and Mark O'Shea, LCSW, testified via telephone.

Nurse Aide Students from Dowell J Howard Center left the meeting at 1:37 P.M.

**CLOSED MEETING:**

Dr. Gleason moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 1:44 P.M., for the purpose of deliberation to reach a decision in the matter of Mr. Lesch. Additionally, Dr. Gleason moved that Ms. Power, Ms. Ridout, Ms. Morris, Ms. Graham, and Ms. Mitchell attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 2:04 P.M.

Dr. Gleason moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Cei moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:**

Ms. Gerardo moved that the Board of Nursing reprimand Caleb B. Lesch and deny his application for reinstatement and continue his professional nursing license in the Commonwealth of Virginia on indefinite suspension, with suspension to be stayed contingent upon his continued compliance with the Virginia Health Practitioners' Monitoring Program (HPMP). The motion was seconded and carried unanimously.

This decision shall be effective upon entry by the Board of a written Order stating the findings, conclusion, and decision of this formal hearing panel.

**RECESS:**

The Board recessed at 2:07 P.M.

**RECONVENTION:**

The Board reconvened at 2:48 P.M.

FORMAL HEARINGS: **Rhonda Burks Ragans, RN** **0001-190884**

Ms. Ragans appeared.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. L. Kim Taylor and Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Gayle Miller, Senior Investigator, Department of Health Professions, was present and testified. Lisa Elgin, Senior Investigator, Department of Health Professions, testified via telephone.

CLOSED MEETING: Dr. Gleason moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 4:05 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Ragans. Additionally, Dr. Gleason moved that Ms. Power, Ms. Ridout, Ms. Morris, Ms. Graham, and Ms. Mitchell attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 4:19 P.M.

Dr. Gleason moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Cei moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Gaines and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Ms. Gerardo moved that the Board of Nursing deny Rhonda Burks Ragans' application for reinstatement and continue her professional nursing license in the Commonwealth of Virginia on indefinite suspension, with suspension to be stayed contingent upon her entry into the Virginia Health Practitioners' Monitoring Program (HPMP) and her continued compliance with the program. The motion was seconded and carried unanimously.



Virginia Board of Nursing  
Formal Hearings  
May 20, 2018

**RECESS:** The Board recessed at 5:05 P.M.

**RECONVENTION:** The Board reconvened at 5:15 P.M.

**FORMAL HEARINGS:** **Kinesha Haynes, RN** **0001-268672**

Ms. Haynes appeared and was accompanied by her Grandmother, Eileen Thompson.

Lana Jagadish, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. L. Kim Taylor, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Gayle Miller, Senior Investigator, Department of Health Professions, and Eileen Thompson were present and testified.

**CLOSED MEETING:** Dr. Gleason moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 6:08 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Haynes. Additionally, Dr. Gleason moved that Ms. Power, Ms. Ridout, Ms. Morris, Ms. Graham, and Ms. Mitchell attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 6:24 P.M.

Dr. Gleason moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Cei moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jagadish and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Ms. Gerardo moved that the Board of Nursing reprimand Kinesha Haynes and deny her application for reinstatement and continue her license to practice professional nursing in the Commonwealth of Virginia on indefinitely suspend, with suspension to be stayed contingent upon:

- Receiving proof of her successful completion of a RN refresher course approved by the Board, and
- Her continued compliance with the Virginia Health Practitioners' Monitoring Program (HPMP)

The motion was seconded and carried unanimously.

This decision shall be effective upon entry by the Board of a written Order stating the findings, conclusion, and decision of this formal hearing panel.

RECESS:

The Board recessed at 6:30 P.M.

RECONVENTION:

The Board reconvened at 6:40 P.M.

FORMAL HEARINGS:

**Cecelia Gregory, LPN**

**0002-092026**

Ms. Gregory signed in at 1:55 P.M. but left the building at 3:50 P.M. prior to the start of the hearing without communicating with Board staff.

Lana Jagadish, Adjudication Specialist, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. L. Kim Taylor, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Christina Bargdill, Quality Assurance Staff Development Manager, Department of Health Professions Enforcement, Ashley Hester, Senior Investigator, Department of Health Professions, Deana Deel, RN, DON, Chase City Health & Rehabilitation Center, Lorrie Thomas, DON, Wayland Nursing & Rehabilitation Center, Beverly Bryant, Assistant DON, Wayland Nursing & Rehabilitation Center, and Terri Covington, LPN, Wayland Nursing & Rehabilitation Center, were present and testified.

CLOSED MEETING:

Dr. Gleason moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 7:34 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Gregory. Additionally, Dr. Gleason moved that Ms. Power, Ms. Ridout, Ms. Morris, Ms. Graham, and Ms. Mitchell attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 7:53 P.M.

Dr. Gleason moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Cei moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jagadish and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:**

Ms. Minton moved that the Board of Nursing continue the practical nursing license of Cecelia Gregory in the Commonwealth of Virginia on indefinitely suspend, with suspension to be stayed contingent upon her entry into the Virginia Health Practitioners' Monitoring Program (HPMP) and remaining in compliance thereafter. The motion was seconded and carried unanimously.

This decision shall be effective upon entry by the Board of a written Order stating the findings, conclusion, and decision of this formal hearing panel.

**ADJOURNMENT:**

The Board adjourned at 7:55 P.M.

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Jodi Power, RN, JD  
Senior Deputy Executive Director

**VIRGINIA BOARD OF NURSING  
MINUTES  
May 21, 2019**

**TIME AND PLACE:** The meeting of the Board of Nursing was called to order at 9:00 A.M. on May 21, 2019, in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**PRESIDING:** Louise Hershkowitz, CRNA, MSHA; President

**BOARD MEMBERS PRESENT:**

- Jennifer Phelps, BS, LPN, QMHPA; First Vice President
- Marie Gerardo, MS, RN, ANP-BC; Second Vice President
- Laura Freeman Cei BS, LPN, CCRP
- Margaret J. Friedenberg, Citizen Member
- Ann Tucker Gleason, PhD, Citizen Member
- James L. Hermansen-Parker, MSN, RN, PCCN-K
- Dixie L. McElfresh, LPN
- Trula Minton, MS, RN
- Mark D. Monson, Citizen Member
- Meenakshi Shah, BA, RN

**MEMBERS ABSENT:**

- Joyce A. Hahn, PhD, RN, NEA-BC, FNAP, FAAN
- Ethlyn McQueen-Gibson, DNP, MSN, RN, BC
- Cynthia M. Swineford, MSN, RN, CNE

**STAFF PRESENT:**

- Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director
- Jodi P. Power, RN, JD; Senior Deputy Executive Director
- Robin L. Hills, DNP, RN, WHNP; Deputy Executive Director for Education
- Charlette Ridout, RN, MS, CNE; Deputy Executive Director
- Jacquelyn Wilmoth, RN, MSN, Nursing Education Program Manager
- Stephanie Willinger; Deputy Executive Director for Licensing
- Patricia L. Dewey, RN, BSN; Discipline Case Manager
- Lelia Claire Morris, RN, LNHA; Discipline Case Manager
- Ann Tiller, Compliance Manager
- Nancy New, MSN, RN; Probable Cause Reviewer
- Huong Vu, Executive Assistant

**OTHERS PRESENT:**

- Charis Mitchell, Assistant Attorney General, Board Counsel
- David E. Brown, DO, Department of Health Professions Director
- Barbara Allison-Bryan, MD, Department of Health Professions Chief Deputy

**IN THE AUDIENCE:**

- Jerry J. Gentile, Department of Planning Budget (DPB)
- Richard Grossman, Virginia Council of Nurse Practitioners (VCNP)
- Cynthia Ward, Virginia Association of Nurse Specialists (VaCNS)
- Monica Coles, VaCNS
- Becky Bowers-Lamir, VaCNS
- Catherine Smith, VaCNS
- Linda Thurby-Hay, VaCNS
- Kathy Martin, Hancock, Daniel & Johnson, P.C.





**ESTABLISHMENT OF A QUORUM:**

Ms. Hershkowitz asked Board Members and Staff to introduce themselves. With 11 members present, a quorum was established.

**ANNOUNCEMENTS:**

Ms. Hershkowitz highlighted the announcements on the agenda.

- **Welcome New Board Members**
  - James L. Hermansen-Parker, MSN, RN, PCCN-K, Nurse Specialist with Sentara Norfolk General Hospital – Mr. Hermansen-Parker provides his background information.
  - Cynthia M. Swineford, MSN, RN, CNE of Disputanta, Vice President, Southside College of Health Sciences – Ms. Hershkowitz noted that Ms. Swineford is unable to attend the May meeting
- **BON Staff Recognized for Years of State Services**
  - 5 Years of Service – Nichole Clements, Joseph Corley and Sylvia Tamayo-Suijk
  - 10 Years of Service – Robin Hills and Huong Vu
  - 15 Years of Service – Arlene Johnson
  - 25 Years of Service – Ann Tiller and Stephanie Willinger
- **Staff Update:**
  - Joan Green, temporary employee, started the CNA Licensing position on April 8, 2019
  - Lauren Lawrence, temporary employee, started the CNA/RMA/LMT Discipline Specialist position on April 15, 2019
  - Francine Greer, former employee, started the P-14 CNA Licensing position on April 29, 2019
  - Nancy New started the RN P-14 Probable Cause Reviewer position on April 29, 2019
  - Meredith Rose, former intern, started the P-14 Discipline Specialist position on May 1, 2019

**UPCOMING MEETINGS:** The upcoming meetings listed on the agenda:

- The Committee of the Joint Boards of Nursing and Medicine meeting is scheduled for Wednesday, June 12, 2019 at 9:00 am in Board Room 2
- NCSBN Executive Officer is scheduled for June 18-19, 2019 in Newport, RI – Ms. Douglas will attend as a member of the NCSBN Board of Directors for Area III
- NCSBN Annual Meeting is scheduled for August 21 – 23, 2019 in Chicago, IL – interested Board Members please inform Ms.

Hershkowitz or Ms. Douglas

- DHP Board Member all day Training is scheduled from Monday, October 7, 2019. More detailed information will be provided when available
- **REMINDER – JULY BOARD WEEK IS TWO DAYS & FORMAL HEARINGS ONLY, TUESDAY, 7/16 (2 PANELS), AND WEDNESDAY, 7/17 (2 PANELS). NO BUSINESS MEETING**

**ORDERING OF AGENDA:** Ms. Hershkowitz asked staff to provide additions and/or modifications to the Agenda.

Ms. Douglas stated that two additional documents were provided at place today:

- **D3 Revenue, Expenditures, & Cash Balance Analysis**
- **Consent Order – G5 Sheila G. Fortner, LPN**

Ms. Douglas said that the Board will consider possible summary suspension today at 3 pm regarding a licensed massage therapist and a certified nurse aide cases.

Ms. Douglas noted that Thursday Formal Hearings have been cancelled due to Board member's emergency resulting in lack of a quorum. Ms. Douglas added that staff will poll Board members to reschedule the hearings either late June or early July.

Ms. Ridout stated that the formal hearing of Jarrett Herron, LMT on Wednesday, Panel A, has been continued.

**CONSENT AGENDA:** The Board did not remove any items from the consent agenda.

Mr. Monson moved to accept the consent agenda as presented. The motion was seconded and carried unanimously.

**Consent Agenda**

- B1** March 18, 2019 Board of Nursing Officer Meeting – Ms. Hershkowitz
- B2** March 18, 2019 Panel – Ms. Phelps
- B3** March 19, 2019 Board of Nursing Business Meeting – Ms. Hershkowitz
- B4** March 20, 2019 Consideration of a Consent Order – Ms. Hershkowitz
- B5** March 20, 2019 Panel B – Ms. Gerardo
- B6** March 21, 2019 Panel – Ms. Hershkowitz
- B7** April 4, 2019 Telephone Conference Call – Ms. Hershkowitz
- B8** April 17, 2019 Telephone Conference Call – Ms. Hershkowitz
- C1** Agency Subordinate Tracking Log

- C2 Financial Report as of March 31, 2019
- C3 Board of Nursing Monthly Tracking Log
- C4 Health Practitioners' Monitoring Program Quarterly Report
- C5 The Committee of the Joint Boards of Nursing and Medicine April 10, 2019 Formal Hearing Minutes – Ms. Gerardo

**DIALOGUE WITH DHP  
DIRECTOR:**

Dr. Brown welcomed the new Board member, Mr. Hermansen-Parker, and stated that Board members are here to serve the interests of the public, rather than the interest of their profession. Dr. Brown then reported the following:  
**New Website** – DHP rolled out the new website with Board of Nursing website as a template for other Boards. It is more user friendly.

**Pharmaceutical Processor Program** - more information will be provide by Caroline Juran, Board of Pharmacy Executive Director, later on in the Agenda.

**DHP work for Bills that were not passed –**

- ❖ HB1970 Telemedicine –a workgroup which will convene in the Fall of 2019 to review current standards and what identified needs are.
- ❖ DHP is to look at barriers to practice for foreign trained practitioners. A workgroup will be convened and will look at how Board of Medicine and Board of Nursing process the applications for licensure of foreign trained practitioners.

Ms. Hershkowitz commented on the new website noting that it is more modern and easier to navigate. Ms. Hershkowitz thanked the Agency and Board staff for their work on this.

Ms. Minton added that through DHP, Boards of Health Professions plans to implement social media as a mechanism to share information about RN to BSN Education information. She also reported a workgroup on Activities Therapy is to be convened.

Ms. Douglas stated that revision of the Sanction Reference Points Manual will begin in 2020.

Ms. Power commented that she is happy to hear about social media which was highlighted at the NCSBN Midyear meeting. She added that DHP may be behind in that area but it is a helpful means to connect with the public.

**REPORTS:**

**C6 Executive Director Report:**

Ms. Douglas highlighted her written report and added:

- **Disciplinary Case Load** – continuing with plan to increase number of probable cause reviewers and recruiting for Agency Subordinates since current P-14 staff have decreased time/availability.

- **NCSBN Board of Directors May 2019 Meeting Update:**
  - Report about the “Nursing Education Outcomes and Metrics Committee,” which provides information about success and risk factors for education programs, indicates success
  - Next Generation NCLEX information will be rolled out to inform faculty and students
  - Looking at regulatory issues related to Certified Nurse Aides
  - Discussed eNotify system
- **Nurse Licensure Compact (NLC) Commission**
  - Meets monthly via telephone and twice a year face-to-face
  - Met on March 25, 2019, the day before NCSBN Midyear meeting
  - Topics discussed regarding licensure of nurses from Puerto Rico who did not use NCLEX exam and were educated in Spanish. NLC Uniform Licensure requirements include credentials review and English proficient exam if education was not in English. The outcome was that this is an issue for all Boards of Nursing and so the matter was referred to the NCSBN Board of Directors.
- **FOIA Request** – from Niskanen Center in Washington, DC related to nursing licenses issued by year since 2000 with the focus being the NLC. They are looking at portability issue and other professions embarking in the Compact.

#### **NCSBN Midyear Meeting March 26-28, 2019 Report**

**C7a Ms. Phelps’ report** – Ms. Phelps stated that it was very educational meeting where she learned about other states’ works. She encouraged Board members to participate in the NCSBN meetings. She added that NCSBN is a very impressive body of work; she is proud to represent the Board and being a nurse in Virginia. She noted that attending the meeting was a valuable way for networking.

**C7b Ms. Power’s report** – Ms. Power thanked the Board for the opportunity to attend the meeting. She noted that NCSBN is a very innovative organization which has many researches in place that will help regulatory process.

Ms. Power highlighted the new NCSBN CE Course list which will be provided to Board Members.

Ms. Douglas added that Global Leadership Academy for Regulatory Excellence (GLARE) will be presented at the NCSBN Annual meeting in August 2019. Ms. Hershkowitz reminded Board Members who are interest in

attending the meeting to let her know as soon as possible. Ms. Hershkowitz added that the Board can send two Board Members and two Staff to the meeting.

**2019 NCSBN APRN Roundtable and APRN Consensus Forum Meetings  
April 9-10, 2019 Reports:**

Ms. Hershkowitz noted that the report was provided in Ms. Douglas' written Executive Director report and she had nothing to add.

Ms. Hershkowitz indicated that the meeting was not as beneficial as it could have been as participants at the APRN Consensus Forum were airing local issues instead of focusing on big picture.

**OTHER MATTERS:**

**Board Counsel Update:**

Ms. Mitchell reported that she is in process of drafting the argument for the appeal case which is scheduled in the Fall. She reminded the Board that this is case regarding a registered nurse who was educated and licensed in Korea and applying for a practical nurse license in Virginia without taking the NCLEX exam.

**Board Member Survey Update:**

Ms. Hershkowitz deferred this matter to the next meeting because staff have not received all the surveys from Board Members. She reminded Board Members to submit the survey for consideration.

***D1 Review of Guidance Document (GD) 90-60: Virginia Board of Nursing Code of Conduct***

Ms. Hershkowitz stated that Officers has reviewed and present this revised version for consideration. Ms. Hershkowitz added that the goal is to inform new Board members/public what to expect if serve as Board member.

Ms. Douglas added that revision comes about because the Board is going through a periodic review. Ms. Douglas added that once the GD is adopted by the Board, it will be posted for public comment.

After review and discussion, the Board made the following amendments:

Mr. Monson moved to replace the word "shall" with "will". The motion was seconded and carried unanimously.

Mr. Monson moved to added "*and Orders*" to # 16 after "to the Board minutes" The motion was seconded and carried unanimously.

Mr. Monson moved to adopt the revised GD 90-60 with additional amendments. The motion was seconded and carried unanimously.

**D2 Informal Conference Schedule from July through December 2019:**

Ms. Power spoke to the schedule of the second half of 2019 noting that all SCCs got first or second choices and less Agency Subordinate Informal Conference scheduled this time. She added that this might change as new Board member appointed and new Agency Subordinates hired.

**RECESS:**

The Board recessed at 9:57 A.M.

**RECONVENTION:**

The Board reconvened at 10:10 A.M.

**PUBLIC COMMENT:**

Janet Wall, Chief Executive Officer (CEO) of the Virginia Nurses Association (VNA), provided the following:

- The Virginia Nurses Foundation (VNF) received an RWJF Innovations Fund grant that will enable VNA to advance the work in the area of mental health. The grant will help support the VNA/VNF fall conference, *Mind Matters: Improving Mental Healthcare Delivery Across Settings*, which will be held September 20-21 at the Hilton Richmond Hotel & Spa/Short Pump. The grant also enables VNA to provide 12 full registration conference scholarships, which will be divided evenly between RNs employed by schools and those working for Community Service Boards. The grant monies will also provide for training of one nurse in the Mental Health First Aide, Youth Module Instructor Training; three subsequent Mental Health First Aide, Youth Module training programs; and a program intended to raise awareness and reduce stigma at eight pilot K-12 schools in economically disadvantaged areas.
- VNF hopes to launch its Nurse Leadership Academy (NLA) next spring. NLA will be a year-long program, with six months of education followed by development of a leadership project, and is intended for nurse managers and emerging nurse leaders. Ms. Douglas, along with a number of Chief Nurse Officers (CNOs)/Chief Nurse Executives (CNEs) from throughout the Commonwealth, plus representatives of long-term care and public health nursing serve on the Steering Committee and have developed an impressive curriculum.
- The next meeting of the Mental Health Roundtable will be held on July 9, 2019 at a Richmond location to be determined. Virginia Department of Health (VDH) Deputy Secretary Figueroa is slated to speak. Participants include nurses as well as behavioral health professionals.
- The Annual Gala will be held in the evening of the September 21 VNA/VNF fall conference. Dozens of nurses will be recognized with our Leadership Excellence Awards.
- One of the outcomes of VNA's/VNF's recent joint Strategic Planning Retreat is the development of a Diversity & Inclusion Council.

VNA/VNF are currently surveying nurses to help establishing the priorities of the Council, and anticipating the first meeting being help via conference call in July 2019.

- SYNC, the interprofessional leadership program VNF hosts in partnership with Virginia Hospital and Health Care Association (VHHA), Medical Society of Virginia (MSV), and VDH recently launched its fifth cohort.
- Director of the Healthcare Workforce Data Center, Dr. Elizabeth Carter, recently presented a VNA webinar on Forecasting RN Supply & Demand, to offer clarity to CNOs/CNEs about the various research and forecasting information available.
- Leadership of the Mental Health Roundtable's Stigma Workgroup recently spoke with Jay Douglas about the Healthcare Practitioners Monitoring Program, and agreed that nurses would benefit from more information about the program. A related article is being planned for an upcoming issue of *Virginia Nurses Today*, which is distributed to all 109,000 nurses in the commonwealth.

**OTHER MATTERS (cont.): D3 Revenue, Expenditures & Cash Balance Analysis**

Ms. Douglas stated that this is provided as information only, no action needed.

**POLICY FORUM:**

Caroline Juran, Board of Pharmacy Executive Director, provided a PowerPoint presentation titled "*Pharmaceutical Processor Update*". Copy of the presentation was included in the Agenda package.

**EDUCATION:**

**E1 Education Informal Conference Committee May 9, 2019 Minutes and Recommendations:**

Ms. Minton highlighted the recommendations in the minutes.

Ms. Minton moved to accept the Education Informal Conference Committee May 9, 2019 minutes and recommendations as presented. The motion was seconded and carried unanimously.

Ms. Ridout recommended the establishment of a Committee to review and revise Registered Medication Aide Curriculum that has not updated since 2013. Ms. Hershkowitz requested Board Members to let her know of interest and the Committee will need to have three Board Members.

**Education Staff Report:**

Dr. Hills noted fairly smooth transition thanks to Dr. Saxby extending her retirement for one month.

Ms. Hershkowitz reminded Board Members who are interested in Education Informal Conference Committee work to let Dr. Hills know.

LEGISLATION/  
REGULATION:

Ms. Douglas reported the following in the absence of Ms. Yeatts:

**F1 Status of Regulatory Action:**

Ms. Douglas reviewed the chart of regulatory actions provided in the agenda.

**F2 Regulatory/Policy Action – 2019 General Assembly:**

Ms. Douglas reviewed 2019 General Assembly report provided in the agenda noting HB1848 would involve Board of Nursing and Enforcement.

**F3 Consideration of the Petition for Rule-Making from Virginia Association of Clinical Nurse Specialists (VaCNS):**

Ms. Douglas reviewed the package including background information regarding Regulation and Scope of CNS Practice Nationally and in Virginia prepared by Board staff.

Ms. Douglas noted that 70 comments received and summarized that all comments are in support of the petition as follow:

- Current law and regulations in Virginia are not consistent with other states
- No prescriptive authority
- No full practice authority
- Care access restricted by current regulations
- Acceptance of grandfathered clause for retired certification

Ms. Douglas said that for today the Board will need to discuss whether to initiate a Notice of Intended Regulatory Action (NOIRA) or to reject the petition's request and stating reasons for denying the petition.

Ms. Douglas stated that the proposed sections regarding provisional registration, endorsement and the inclusion of NACNS Core Competencies was not consistent with the current Code of Virginia. Ms. Douglas added that the portion of the proposed new section on reinstatement that references accepting evidence of registration from another jurisdiction would be contrary to the current Code also.

Mr. Monson moved to initiate rulemaking by publication of a NOIRA for sections that are consistent with the Code of Virginia. The motion was seconded and carried unanimously.

Ms. Douglas stated that it is up to the Petitioner to pursue legislative changes outside the Board control if they so desired.

Ms. Hershkowitz noted that volunteers may be needed in the future for the work on this matter.



Dr. Allison-Bryan left the meeting at 11:27 A.M.

**CONSIDERATION OF CONSENT ORDERS:**

**CLOSED MEETING:** Ms. Gerardo moved that the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 11:27 A.M. for the purpose of considering the Request for Accommodation and Consent Orders. Additionally, Ms. Gerardo moved that Ms. Douglas, Dr. Hills, Ms. Wilmoth, Ms. Power, Ms. Ridout, Ms. Willinger, Ms. Morris, Ms. Dewey, Ms. Tiller, Ms. Vu, and Ms. Mitchell attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 11:45 A.M.

Mr. Monson moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

**G1 Request for Accommodation NCLEX-PN**

Mr. Monson moved to deny the accommodation request for reader for NCLEX-PN of Alicia Birchfield. The motion was seconded and carried unanimously.

**G2 Jennifer Lawson, RN 0001-266216**

Ms. Minton moved to accept the consent order to suspend the license of Jennifer Lawson to practice professional nursing in the Commonwealth of Virginia; the suspension is stayed upon proof of Ms. Lawson's entry into a Contract with the Health Practitioners' Monitoring Program (HPMP) or her entry into an alternative program in another state deemed by the Board to be substantially equivalent to the HPMP and remaining compliance with all terms and conditions of the HPMP or the alternative program for the period specified by the HPMP or the alternative program. The motion was seconded and carried unanimously.

**G3 Douglas Jay Donivan, RN 0001-179251**

Ms. Minton moved to accept the consent order for voluntary surrender for indefinite suspension of Douglas Jay Donivan's right to renew his license to practice professional nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**G4 Stacey Michelle Rexrode, LPN 0002-049325**

Ms. Minton moved to accept the consent order to reprimand Stacey Michelle Rexrode and to indefinitely suspend her license to practice practical nursing in the Commonwealth of Virginia. The suspension is stayed upon proof of Ms. Rexrode's entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and remain in compliance with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

**G5 Sheilah Fortner, LPN 0002-023929**

Ms. Minton moved to accept the consent order for voluntary surrender for indefinite suspension of Sheilah G. Fortner's license to practice professional nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

Mr. Monson proposed the Board consider limiting the number of times candidates can take the NCLEX exam. Ms. Hershkowitz indicated that this will be referred to the Education Informal Conference Committee.

Ms. Hershkowitz said that this maybe Ms. Minton's last board meeting because she is not eligible for reappointment. Ms. Minton thanked Board members and staff for the honor and privilege to serve on the Board.

**RECESS:** The Board recessed at 11:50 A.M.

**RECONVENTION:** The Board reconvened at 1:00 P.M.

Ms. Hershkowitz noted that probable cause case review planned today will be postponed.

Discussion regarding the differences between NCSBN Annual and Midyear meetings occurred to assist Board members in decisions to attend. It was pointed out that videos of past meetings are available to view from NCSBN website. Board members were asked to send Ms. Tiller an email requesting access to NCSBN website if they do not already have it.

**BOARD MEMBER  
TRAINING:**

Addiction and Mental Illness by Debra Jefferson, BS, CSAC, NACA1, QMHP-A, QMHP-C, CIT Coordinator/CIT Assessment Center Coordinator

Ms. Phelps introduced Ms. Jefferson to the Board. Ms. Jefferson thanked the Board for the opportunity to speak about addiction and mental illness. Ms. Jefferson provided the following:

- CIT stands for Crisis Intervention Team which was started in 1988 in Memphis, TN and found by Major Sam Cochran

- CIT provides 40 hours core training to first responders such as EMS, Police, dispatchers, and ER personnel
- ECO stands for Emergency Custody Order which is the first process to get an individual to come in for an evaluation. ECO can be initiated by anyone in the community. It will take 8 hours to do evaluation in the hospital
- TDO stands for Temporary Detention Order which is the ending process when deemed need inpatient treatment and patient is unwilling/incapable of giving consent or making a decision
- CIT provides a continuing of care by connecting individual with case manager and therapist since relapse occurs when individual stops taking medication.
- “Peer” Recovery Specialists - must be in recovery for two years to be eligible
- Community Service Boards and costs – Medicaid expansion has helped

Ms. Jefferson noted that CIT provides a free 8 hours training called “*Mental Health First Aide*” which might be helpful to all DHP staff.

Ms. Hershkowitz thanked Ms. Jefferson for the information.

Dr. Gleason left the meeting at 2:35 P.M.

RECESS: The Board recessed at 2:45 P.M.

RECONVENTION: The Board reconvened at 3:00 P.M.

POSSIBLE SUMMARY SUSPENSION CONSIDERATION:  
The minutes for this section of the meeting were prepared separately.

ADJOURNMENT: The Board adjourned at 3:57 P.M.

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Louise Hershkowitz, CRNA, MSHA  
President

**VIRGINIA BOARD OF NURSING  
POSSIBLE SUMMARY SUSPENSION MEETING  
May 21, 2019**

A possible summary suspension meeting of the Virginia Board of Nursing was called to order at 3:00 P.M May 21, 2019 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233.

**The Board of Nursing members participating in the meeting were:**

- |   |                                 |
|---|---------------------------------|
| Louise Hershkowitz, CRNA, MSHA; Chair   | Dixie L. McElfresh, LPN         |
| Laura F. Cei, BS, LPN, CCRP             | Trula Minton, MS, RN            |
| Margaret J. Friedenber, Citizen Member  | Mark Monson, Citizen Member     |
| Marie Gerardo, MS, RN, ANP-B            | Jennifer Phelps, BS, LPN, QMHPA |
| James Hermansen-Parker, MSN, RN, PCCN-K | Meenakshi Shah, BA, RN          |

**Others participating in the meeting were:**

- Charis Mitchell, Assistant Attorney General, Board Counsel
- Wayne Halbleib, Assistant Attorney General
- Sean Murphy, Assistant Attorney General
- David Kazzie, Adjudication Specialist
- Holly Walker, Adjudication Specialist
- Jay P. Douglas, MSM, RN, CSAC, FRE; Executive Director
- Jodi P. Power, RN, JD, Senior Deputy Executive Director
- Robin Hills, RN, DNP, WHNP; Deputy Executive Director for Advanced Practice
- Charlette N. Ridout, RN, MS, CNE; Deputy Executive Director
- Patricia Dewey, RN, BSN; Discipline Case Manager
- Leila Claire Morris, RN, LNHA; Discipline Case Manager
- Ann Tiller, Compliance Case Manager
- Jacquelyn Wilmoth, RN, MSN, Nursing Education Program Manager
- Nancy New, RN, MSN; Probable Cause Reviewer
- Huong Vu, Executive Assistant
- David E. Brown, DO, DHP Director

The meeting was called to order by Ms. Hershkowitz. With ten members of the Board of Nursing participating, a quorum was established.

Wayne Halbleib, Assistant Attorney General presented evidence that the continued practice of nursing by **Alvis Winston Tucker, CNA (1401-196272)** may present a substantial danger to the health and safety of the public.

Ms. Gerardo moved to summarily suspend the license of **Alvis Winston Tucker** to practice as a nurse aide pending a formal administrative hearing and to offer a consent order for revocation of his license and a Finding of Abuse in lieu of a formal hearing. The motion was seconded and carried unanimously.

Mr. Kazzie left the meeting at 3:20 P.M.

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Virginia Board of Nursing

Possible Summary Suspension Telephone Conference Call

May 21, 2018

Wayne Halbleib, Assistant Attorney General presented evidence that the continued practice of nursing by **John Miller Street, LMT (0019-003858)** may present a substantial danger to the health and safety of the public.

Ms. Gerardo moved to summarily suspend the license of **John Miller Street** to practice massage therapy pending a formal administrative hearing and to offer a consent order for revocation of his license in lieu of a formal hearing. The motion was seconded and carried unanimously.

The meeting was adjourned at 3:38 P.M.

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Jay P. Douglas, MSM, RN, CSAC, FRE  
Executive Director

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**VIRGINIA BOARD OF NURSING  
FORMAL HEARINGS  
May 22, 2019  
PANEL A**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 9:00 A.M. on May 22, 2019 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Louise Hershkowitz, CRNA, MSHA, President  
Jennifer Phelps, BS, LPN, QMHPA, First Vice President  
Ann Tucker Gleason, PhD, Citizen Member  
Mark Monson, Citizen Member  
Meenakshi Shah, BA, RN  
Kristina E. Page, LMT – LMT case only

**STAFF PRESENT:**

Robin L. Hills, DNP, RN, WHNP, Deputy Executive Director  
Charlette N. Ridout, RN, MS, CNE, Deputy Executive Director  
Patricia Dewey, RN, BSN, Discipline Case Manager  
Darlene Graham, Senior Discipline Specialist

**OTHERS PRESENT:**

Erin Barrett, Assistant Attorney General, Board Counsel

**ESTABLISHMENT OF A PANEL:**

With six members of the Board present, a panel was established.

**FORMAL HEARINGS:**

**Clinton Corbert Stevenson, LMT**

**0019-012292**

Mr. Stevenson did not appear.

Julia Bennett, Assistant Attorney General, and Grace Stewart, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Marie Whisenand, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Anna Badgley, Senior Investigator, Department of Health Professions, Sergeant Kevin LaPlaga, Hanover County Sheriffs Office, Client B, C, D and E were present and testified.

**CLOSED MEETING:**

Ms. Shah moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:38 A.M., for the purpose of deliberation to reach a decision in the matter of Mr. Stevenson. Additionally, Ms. Shah moved that Dr. Hills, Ms. Ridout, Ms. Dewey, Ms. Graham and Ms. Barrett, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 11:35 A.M.

Ms. Shah moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

**ACTION:** Mr. Monson moved that the Board of Nursing reprimand Clinton Corbert Stevenson, revoke his right to renew his license to practice massage therapy in the Commonwealth of Virginia, and impose a monetary penalty in the amount of \$5,000. An Order will be issued of the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**RECESS:** The Board recessed at 11:36 A.M.

Ms. Page left the meeting.

**RECONVENTION:** The Board reconvened at 1:00 P.M.

**FORMAL HEARINGS:** **Kiva Rochelle Lankford, RN** **0001-237910**

Ms. Lankford appeared and was represented by Kenneth Roeber, Esq., and was accompanied by Joseph T. Rosiechoice.

Lana Jagadish, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Marie Whisenand, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Alan Burton, Senior Investigator, Department of Health Professions testified via telephone.

**CLOSED MEETING:** Ms. Shah moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:04 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Lankford. Additionally, Ms. Shah moved that Dr. Hills, Ms. Dewey, Ms. Graham and Ms. Barrett, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 2:54 P.M.

Ms. Shah moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

**ACTION:**

Dr. Gleason moved that the Board of Nursing reprimand Kiva Rochelle Lankford and place her on probation with terms for a period of not less than one year of active employment. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**FORMAL HEARINGS:**

**Kejo Paulamind Brunson, CNA, RMA    1401-097295    0031-000944**

Ms. Brunson appeared.

David Kazzie, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Barrett was legal counsel for the Board. Marie Whisenand, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Renee White, Senior Investigator, Department of Health Professions was present and testified.

**CLOSED MEETING:**

Ms. Shah moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:50 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Brunson. Additionally, Ms. Shah moved that Dr. Hills, Ms. Ridout, Ms. Dewey, Ms. Graham and Ms. Barrett, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 4:11 P.M.

Ms. Shah moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

**ACTION:**

Mr. Monson moved that the Board of Nursing approve the applications for reinstatement of Kejo Paulamind Brunson's certificate to practice as a nurse aide and registration to practice as a medication aide in the Commonwealth of



Virginia. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

ADJOURNMENT:           The Board adjourned at 4:13 P.M.

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Robin L. Hills, DNP, RN, WHNP  
Deputy Executive Director

DRAFT

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**VIRGINIA BOARD OF NURSING  
MINUTES  
May 22, 2019  
Panel - B**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 9:07 A.M. on May 22, 2019 in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**  
Marie Gerardo, MS, RN, ANP-BC, Second Vice President  
Laura F. Cei, BS, LPN, CCRP  
Margaret Friedenberg, Citizen Member  
James Hermansen-Parker, MSN, RN, PCCN-K  
Dixie McElfresh, LPN  
Trula E. Minton, MS, RN

**STAFF PRESENT:**  
Jay Douglas, MSM, RN, CSAC, FRE, Executive Director  
Jodi P. Power, RN, JD, Senior Deputy Executive Director  
Nancy New, MSN, RN, Discipline Staff  
Sylvia Tamayo-Suijk, Discipline Team Coordinator

**OTHERS PRESENT:**  
Charis Mitchell, Assistant Attorney General, Board Counsel  
Senior Nursing students and faculty from South University  
Practical Nursing students and faculty from Virginia Western Community College

**ESTABLISHMENT OF A PANEL:**  
With six members of the Board present, a panel was established.

**CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:**

**Jennifer Ann Apple, LPN                      0002-082255**  
Ms. Apple did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate order Jennifer Ann Apple to undergo a chemical dependency evaluation, conducted by a Board-approved specialist who holds an unrestricted license, and have a written report of the evaluation, including diagnosis, recommended course of therapy, prognosis, and any other recommendations sent to the Board, within 90 days of the entry of the Order. Upon receipt of the required report, the Board shall convene a Special Conference Committee to consider the evaluation and make a final disposition of the matter. The motion was seconded and carried unanimously.

**Danielle L. Fowler, CNA                      1401-128737**  
Ms. Fowler did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Danielle L. Fowler. The motion was seconded and carried unanimously.

**Shaun Christopher Pyles, Jr., CNA            1401-187050**  
Mr. Pyles did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Shaun Christopher Pyles, Jr. to practice as a nurse aide in the Commonwealth of Virginia and enter a Finding of Abuse against him in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

**Larry Wade Fleming, RN            0001-159859**  
Mr. Fleming did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right of Larry Wade Fleming to renew his license to practice professional nursing in the Commonwealth of Virginia, said suspension applies to any multistate privileges to practice professional nursing. The motion was seconded and carried unanimously.

**Leanne Renee Wood, LPN            0002-082773**  
Ms. Wood did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate order Leanne Renee Wood to undergo a psychological-mental health evaluation, to include a substance abuse evaluation, conducted by a Board-approved specialist who holds an unrestricted license, and have a written report of the evaluation, including diagnosis, recommended course of therapy, prognosis, and any other recommendations sent to the Board, within 90 days of the entry of the Order. Upon receipt of the required report, the Board shall convene a Special Conference Committee to consider the evaluation and make a final disposition of the matter. The motion was seconded and carried unanimously.

**Laura Kate Burgess, RN            0001-204133**  
Ms. Burgess did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Laura Kate Burgess and to indefinitely suspend the right of Ms. Burgess to renew her license to practice professional nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege to practice professional nursing. The motion was seconded and carried unanimously.

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**Gina Maria Montalbano Uhlmann, LPN**                      **0002-064030**  
Ms. Uhlman did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Gina Maria Montalbano Uhlmann and indefinitely suspend Ms. Uhlmann's license to practice practical nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege to practice practical nursing. The motion was seconded and carried unanimously.

**Sheila Marie Stokes, RN**                                      **0001-152552**  
Ms. Stokes did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Sheila Marie Stokes and accept the voluntary surrender for indefinite suspension of Ms. Stokes's license to practice professional nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege to practice professional nursing. The motion was seconded and carried unanimously.

**CLOSED MEETING:**

Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:11 A.M., for the purpose of consideration of the agency subordinate recommendations. Additionally, Ms. McElfresh moved that Ms. Douglas, Ms. Power, Ms. Tamayo-Suijk, Ms. New and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 9:27 A.M.

Ms. McElfresh moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

**Mary LeClair Johnston, RN**                                      **0001-113590**  
Ms. Johnston did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to order Mary LeClair Johnston to undergo a mental health evaluation, to include a neuropsychological evaluation, conducted by a Board-approved specialist who holds an unrestricted license, and have a written report of the evaluation, including diagnosis, recommended course of therapy, prognosis, and any other recommendations sent to the Board, within 90 days of the

entry of the Order. Upon receipt of the required report, the Board shall convene a Special Conference Committee to consider the evaluation and make a final disposition of the matter. The motion was seconded and carried unanimously.

**Marthia Mae Johnson, RMA**            **0031-007583**  
Ms. Johnson did not appear.

Ms. Cei moved that the Board of Nursing modify the recommended decision of the agency subordinate to indefinitely suspend the registration of Marthia Mae Johnson to practice as a medication aide in the Commonwealth of Virginia for a period of not less than one year from the date of entry of the Order. The motion was seconded and carried unanimously.

**Ta'nise A. Vauters, CNA**            **1401-134239**  
Ms. Vauters appeared.

**CLOSED MEETING:**

Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:34 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Ms. Vauters. Additionally, Ms. McElfresh moved that Ms. Douglas, Ms. Power, Ms. Tamayo-Suijk, Ms. New and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 9:38 A.M.

Ms. Cei moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Ta'nise A. Vauters to practice as a nurse aide in the Commonwealth of Virginia and enter a Finding of Abuse against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

Ms. Power left the meeting.

**Jessica Lynn Frost, RMA**            **0031-010247**  
**Jessica Lynn Frost, CNA**            **1401-183261**  
Ms. Frost did not appear.

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**CLOSED MEETING:** Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:38 A.M., for the purpose of consideration of the agency subordinate recommendations regarding Ms. Frost. Additionally, Ms. McElfresh moved that Ms. Douglas, Ms. Tamayo-Suijk, Ms. New and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 9:47 A.M.  
Ms. Power joined the meeting.

Ms. Cei moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. McElfresh moved that the Board of Nursing accept the RMA recommended decision of the agency subordinate to reprimand Jessica Lynn Frost and make an administrative modification to Finding of Fact #2. The motion was seconded and carried unanimously.

Ms. Minton moved that the Board of Nursing accept the CNA recommended decision of the agency subordinate to reprimand Jessica Lynn Frost. The motion was seconded and carried unanimously.

**CLOSED MEETING:** Ms. Cei moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:50 A.M., for the purpose of consideration of the remaining agency subordinate recommendations. Additionally, Ms. Cei moved that Ms. Douglas, Ms. Power, Ms. Tamayo-Suijk, Ms. New and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 10:08 A.M.

Ms. McElfresh moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

**Olivia Christine Funk, RMA**                      **0031-010609**  
Ms. Funk did not appear.

Ms. Friedenber**g** moved that the Board of Nursing modify the recommended decision of the agency subordinate to indefinitely suspend the right of Olivia Christine Funk to renew her registration to practice as a medication aide in the Commonwealth of Virginia for a period of not less than two years. The motion was seconded and carried unanimously.

**Marsha G. Wilfong, CNA**                      **1401-158171**  
Ms. Wilfong did not appear.

Mr. Hermansen-Parker moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right of Marsha G. Wilfong to renew her certificate to practice as a nurse aide in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**Lindsey D. Agee, CNA**                      **1401-173400**  
Ms. Agee did not appear.

Ms. Cei moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certification of Lindsey D. Agee to practice as a nurse aide in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**Chelsea Leann Reese, CNA**                      **1401-164831**  
Ms. Reese did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the certification of Chelsea Leann Reese to practice as a nurse aide in the Commonwealth of Virginia but modify Finding of Fact and Conclusions of Law #2. The motion was seconded and carried unanimously.

**Chelsea Leann Reese, RMA**                      **0031-007762**  
Ms. Reese did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the registration of Chelsea Leann Reese to practice as a medication aide in the Commonwealth of Virginia but modify Finding of Fact and Conclusions of Law #2. The motion was seconded and carried unanimously.

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**ADJOURNMENT:           The Board adjourned at 10:10 A.M.**

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**Jodi P. Power, RN, JD  
Senior Deputy Executive Director**



**VIRGINIA BOARD OF NURSING  
FORMAL HEARINGS  
May 22, 2019  
Panel - B**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 10:20 A.M. on May 22, 2019 in Board Room 4, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Marie Gerardo, MS, RN, ANP-BC, Second Vice President  
Laura F. Cei, BS, LPN, CCRP  
Margaret Friedenberg, Citizen Member  
James Hermansen-Parker, MSN, RN, PCCN-K  
Dixie McElfresh, LPN  
Trula E. Minton, MS, RN

**STAFF PRESENT:**

Jay Douglas, MSM, RN, CSAC, FRE, Executive Director  
Jodi P. Power, RN, JD, Senior Deputy Executive Director  
Nancy New, MSN, RN, Discipline Staff  
Sylvia Tamayo-Suijk, Discipline Team Coordinator

**OTHERS PRESENT:**

Charis Mitchell, Assistant Attorney General, Board Counsel  
Senior Nursing students and faculty from South University  
Practical Nursing students and faculty from Virginia Western Community College

**ESTABLISHMENT OF A PANEL:**

With six members of the Board present, a panel was established.

**FORMAL HEARINGS:**

**Latisha G. Mitchell, LPN                      0002-083797**  
Ms. Mitchell did not appear.

Holly Walker, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Kim Taylor and Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Jennifer Capocelli, RN, Executive Director and Lisa Homza, Pharmacy Technician, Brookdale at Imperial Plaza were present and testified. Kimberly Lynch, Senior Investigator, Department of Health Professions, was present and testified.

**CLOSED MEETING:**

Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:18 A.M., for the purpose of deliberation to reach a decision in the matter of Latisha G. Mitchell. Additionally, Ms. McElfresh moved that Ms. Douglas, Ms. Power, Ms. New, Ms. Tamayo-Suijk and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their

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presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 11:32 A.M.

Ms. McElfresh moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Friedenbergr moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Walker and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Ms. Cel moved that the that the Board of Nursing indefinitely suspend the license of Latisha G. Mitchell to practice practical nursing in the Commonwealth of Virginia for a period of not less than two years. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**RECESS:** The Board recessed at 11:35 A.M.

Senior Nursing students and faculty from South University left the meeting.

**RECONVENTION:** The Board reconvened at 11:45 A.M.

**FORMAL HEARINGS:** April McCamey Hyter, LPN 0002-032730  
Ms. Hyter appeared.

Holly Walker, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Kim Taylor and Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Gayle Miller, Senior Investigator, Department of Health Professions was present and testified. Christopher Bowers, Case Intake Coordinator, Health Practitioners Monitoring Program, testified via telephone.

**CLOSED MEETING:** Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 12:30 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Hyter. Additionally, Ms. McElfresh moved that Ms. Douglas, Ms. Power, Ms. New, Ms.

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Tamayo-Suijk and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 12:54 P.M.

Ms. McElfresh moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

**ACTION:**

Ms. Minton moved that the Board of Nursing approve the reinstatement application of April Hyter and further suspend her license, but stay the suspension contingent upon: 1) reentry into the Virginia Health Practitioners' Monitoring Program (HPMP) and remaining in compliance with all terms and conditions of the HPMP for the period specified by the HPMP and 2) submitting evidence of successful completion of a Board approved LPN refresher course. The basis for the decision will be set forth in a final Order to be sent to Ms. Hyter. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**RECESS:**

The Board recessed at 12:58 P.M.

**RECONVENTION:**

The Board reconvened in open session at 1:38 P.M.

**FORMAL HEARINGS:**

**Paula Danette Herring Kaspar, RN Reinstatement Applicant 0001-120175**  
Ms. Kaspar appeared.

Tammie Jones, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Kim Taylor and Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Anna Badgley, Senior Investigator, Department of Health Professions was present and testified.

**CLOSED MEETING:**

Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:18 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Kaspar. Additionally, Ms. McElfresh moved that Ms. Douglas, Ms. Power, Ms. New, Ms. Tamayo-Suijk and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their

presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 2:41 P.M.

Mr. Hermansen-Parker moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Minton moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones, and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Ms. Cel moved that the Board of Nursing deny the reinstatement application of Paula Danette Herring Kaspar to practice professional nursing in the Commonwealth of Virginia, continue the license on indefinite suspension, and stay the suspension contingent upon Ms. Kaspar's entry into the Virginia Health Practitioners' Monitoring Program (HPMP) and remaining in compliance with the with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**FORMAL HEARINGS:** Mitzi Toledo Britt, RN Reinstatement Applicant 0001-241655  
Ms. Britt did not appear.

Tammie Jones, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Kim Taylor and Cindy Ferrall, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Sarah Rogers, Senior Investigator, Department of Health Professions was present and testified.

**CLOSED MEETING:** Mr. Hermansen-Parker moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:01 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Britt. Additionally, Ms. McElfresh moved that Ms. Douglas, Ms. Power, Ms. New, Ms. Tamayo-Suijk and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their

presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 3:06 P.M.

Mr. Hermansen-Parker moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Cei moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones. The motion was seconded and carried unanimously.

**ACTION:**

Ms. Minton moved that the Board of Nursing deny the reinstatement application of Mitzi Toledo Britt to practice professional nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**ADJOURNMENT:**

The Board adjourned at 3:08 P.M.

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Jodi P. Power, RN, JD  
Senior Deputy Executive Director

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**VIRGINIA BOARD OF NURSING  
POSSIBLE SUMMARY SUSPENSION TELEPHONE CONFERENCE CALL  
June 27, 2019**

A possible summary suspension telephone conference call of the Virginia Board of Nursing was held June 27, 2019 at 4:31 P.M.

**The Board of Nursing members participating in the meeting were:**

Louise Hershkowitz, CRNA, MSHA; Chair	Dixie L. McElfresh, LPN
Laura F. Cei, BS, LPN, CCRP	Trula Minton, MS, RN
Margaret Friedenber, Citizen Member	Mark Monson, Citizen Member
Marie Gerardo, MS, RN, ANP-BC	Jennifer Phelps, BS, LPN, QMHPA, CSA
A Tucker Gleason, PhD, Citizen Member	Cynthia Swineford, RN, MSN, CNE
James Hermansen-Parker, MSN, RN, PCCN-K	

**Others participating in the meeting were:**

Charis Mitchell, Assistant Attorney General, Board Counsel  
Wayne Halbleib, Senior Assistant Attorney General/Chief  
Cynthia Gaines, Adjudication Specialist, Administrative Proceedings Division  
Jodi Power, RN, JD; Senior Deputy Executive Director  
Robin Hills, RN, DNP, WHNP; Deputy Executive Director for Education  
Terri Clinger, DNP, RN, CPNP-PC; Deputy Executive Director for Advanced Practice  
Charlette Ridout, RN, MS, CNE; Deputy Executive Director  
Lelia Claire Morris, RN, LNHA; Discipline Case Manager  
Huong Vu, Executive Assistant

The meeting was called to order by Ms. Hershkowitz. With eleven members of the Board of Nursing participating, a quorum was established. A good faith effort to convene a meeting at the Board of Nursing offices within the week failed.

Wayne Halbleib, Senior Assistant Attorney General/Chief, presented evidence that the continued practice of massage therapy by **Christopher Sylvester McClure, LMT (0019-010089)** may present a substantial danger to the health and safety of the public.

Ms. McElfresh moved to summarily suspend the massage therapy license of **Christopher Sylvester McClure** pending a formal administrative hearing and to offer a consent order for indefinite suspension of his license in lieu of a formal hearing. The motion was seconded and carried with eight votes in favor of the motion. Dr. Gleason and Mr. Hermansen-Parker opposed the motion. Mr. Monson abstained.

The meeting was adjourned at 4:56 P.M.

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Jodi Power, RN, JD  
Senior Deputy Executive Director

**VIRGINIA BOARD OF NURSING  
MINUTES  
JULY 16, 2019**

**TIME AND PLACE:** The meeting of the Board of Nursing was called to order at 8:50 A.M. on July 16, 2019, in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**PRESIDING:** Louise Hershkowitz, CRNA, MSHA; President

**BOARD MEMBERS PRESENT:**

Marie Gerardo, MS, RN, ANP-BC; Second Vice President  
Laura Freeman Cei BS, LPN, CCRP  
Margaret J. Friedenberg, Citizen Member  
Ann Tucker Gleason, PhD, Citizen Member  
Joyce A. Hahn, PhD, RN, NEA-BC, FNAP, FAAN  
James L. Hermansen-Parker, MSN, RN, PCCN-K  
Dixie L. McElfresh, LPN  
Ethlyn McQueen-Gibson, DNP, MSN, RN, BC  
Trula Minton, MS, RN  
Mark D. Monson, Citizen Member  
Meenakshi Shah, BA, RN  
Cynthia M. Swineford, MSN, RN, CNE

**MEMBERS ABSENT:** Jennifer Phelps, BS, LPN, QMHPA; First Vice President

**STAFF PRESENT:** Jodi P. Power, RN, JD; Senior Deputy Executive Director  
Robin L. Hills, DNP, RN, WHNP; Deputy Executive Director for Education  
Charlette Ridout, RN, MS, CNE; Deputy Executive Director  
Terri Clinger, DNP, RN, CPNP-PC; Deputy Executive Director for Advanced Practice  
Patricia L. Dewey, RN, BSN; Discipline Case Manager  
Lelia Claire Morris, RN, LNHA; Discipline Case Manager  
Huong Vu, Executive Assistant  
Syvia Tamayo-Suijk, Discipline Coordinator  
Darlene Graham, Senior Discipline Specialist

**RECOGNITION FOR BOARD SERVICE:**

Ms. Hershkowitz thanked Dr. Hahn for her service to the Board and presented Dr. Hahn with a plaque of recognition.

Ms. Power thanked Dr. Hahn on behalf of the all Board Staff for her commitment to the Board, leadership and dedication to protect the public while on the Board of Nursing.

Ms. Minton thanked Dr. Hahn for her mentorship and friendship.

Dr. Hahn expressed gratitude for her time on the Board of Nursing, including support of staff, and shared her future plans.



Virginia Board of Nursing  
Business Meeting – Recognition of Board Service  
July 16, 2019

**ADDITIONS:**

Ms. Power introduced Terri Clinger, DNP, RN, CPNP-PC, as Deputy Executive Director for Advanced Practice, who started on June 25, 2019.

Ms. Power stated that Ms. Vu will poll Board Members for their availability to consider possible summary suspension via telephone conference call next week from Monday to Thursday at 4:30 pm. She added that Board staff expect to hear back from the Office of Attorney General and Administrative Proceeding Division of their availability to present the case next week.

Ms. Power noted that Agency Subordinate Recommendation # 23, Katherine Obregon, CNA, will be moved from Panel A to Panel B for consideration on Wednesday, July 17, 2019, since Panel B will also consider Ms. Obregon, RMA recommendation.

**ADJOURNMENT:**

The Board adjourned at 9:10 A.M.

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Louise Hershkowitz, CRNA, MSHA  
President



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**VIRGINIA BOARD OF NURSING  
FORMAL HEARINGS  
July 16, 2019  
PANEL A**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 9:30 A.M. on July 16, 2019 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Louise Hershkowitz, CRNA, MSHA, President  
Laura Cei, BS, LPN, CCRP  
Margaret Friedenberg, Citizen Member  
Joyce A. Hahn, PhD, RN, NEA-BC, FNAP, FAAN  
Trula Minton, MS, RN  
Meenakshi Shah, BA, RN  
Cynthia Swineford, MSN, RN, CNE

**STAFF PRESENT:**

Jodi Power, RN, JD, Senior Deputy Executive Director  
Terri Clinger, DNP, RN, CPNP-PC, Deputy Executive Director for Advanced Practice  
Charlette N. Ridout, RN, MS, CNE, Deputy Executive Director  
Darlene Graham, Senior Discipline Specialist

**OTHERS PRESENT:**

Charis Mitchell, Assistant Attorney General, Board Counsel  
Vanessa MacLeod, Assistant Attorney General  
Senior Nursing Students from Fortis College  
Senior Nursing Students from Southside College of Health Sciences  
Nurse Aide Students from RAPP Center for Education

**ESTABLISHMENT OF A PANEL:**

With seven members of the Board present, a panel was established.

**FORMAL HEARINGS:**

**Robert Thomas Turcol, RN**

**0001-233479**

Mr. Turcol appeared.

Anne Joseph, Deputy Director of the Administrative Proceeding Division for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Marie Whisenand, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Rai Minor, Senior Investigator, Department of Health Professions, was present and testified.

**CLOSED MEETING:**

Ms. Cei moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:24 A.M., for the purpose of deliberation to reach a decision in the matter of Mr. Turcol.



Virginia Board of Nursing  
PANEL A - Formal Hearings  
July 16, 2019

Additionally, Ms. Cei moved that Ms. Power, Dr. Clinger, Ms. Ridout, Ms. Graham and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 10:45 A.M.

Ms. Cei moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Friedenbergl moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Dr. Hahn moved that the Board of Nursing reprimand Robert Thomas Turcol and approve his application for reinstatement of his registered nurse license which will be a single state license valid in Virginia only until the Board receives his successful completion of probation with Delaware. An Order will be issued of the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**RECESS:** The Board recessed at 10:49 A.M.

**RECONVENTION:** The Board reconvened in open session at 11:08 A.M.

**FORMAL HEARINGS:** Robert Andrew Wozniak, LPN 0002-051792

Mr. Wozniak appeared.

Anne Joseph, Deputy Director of the Administrative Proceeding Division for the Department of Health Professions, and James Schliessmann, Assistant Attorney General, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Marie Whisenand, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Gayle Miller, Senior Investigator, Department of Health Professions, was present and testified.

**CLOSED MEETING:** Ms. Cei moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 12:34 P.M., for the purpose of deliberation to reach a decision in the matter of Mr. Wozniak. Additionally, Ms. Cei moved that Ms. Power, Dr. Clinger, Ms. Graham, Ms. Mitchell, Board counsels, and Ms. MacLeod attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 1:02 P.M.

Ms. Shah moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Friedenbergl moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Ms. Cei moved that the Board of Nursing deny the application for reinstatement of Robert Andrew Wozniak's practical nurse license to practice in the Commonwealth of Virginia and continue his right to renew his license on indefinite suspension. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**RECESS:** The Board recessed at 1:05 P.M.

**RECONVENTION:** The Board reconvened in open session at 2:02 P.M.

**FORMAL HEARINGS:** **Ashley Alston, LPN** **0002-091180**

Ms. Alston did not appear.

Cynthia Gaines, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Marie Whisenand, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Kelly Moss, former Senior Investigator, Department of Health Professions, and Tonya James, Board of Nursing Compliance Case Manager, were present and testified.

**CLOSED MEETING:** Ms. Shah moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:16 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Alston. Additionally, Ms. Shah moved that Ms. Power, Dr. Clinger, Ms. Ridout, Ms. Graham and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 2:24 P.M.

Ms. Shah moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Minton moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Dr. Hahn moved that the Board of Nursing reprimand Ashley Alston and indefinitely suspend her license to practice practical nursing in the Commonwealth of Virginia. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**RECESS:** The Board recessed at 2:28 P.M.

**RECONVENTION:** The Board reconvened in open session at 2:45 P.M.

**FORMAL HEARINGS:** Alvis Tucker, CNA 1401-196272

Mr. Tucker did not appear.

Virginia Board of Nursing  
PANEL A - Formal Hearings  
July 16, 2019

David Kazzie, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Marie Whisenand, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Jessica Wilkerson, Senior Investigator, Department of Health Professions, was present and testified.

**CLOSED MEETING:** Ms. Shah moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:20 P.M., for the purpose of deliberation to reach a decision in the matter of Mr. Tucker. Additionally, Ms. Shah moved that Ms. Power, Dr. Clinger, Ms. Ridout, Ms. Graham and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 3:37 P.M.

Ms. Shah moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Minton moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Dr. Hahn moved that the Board of Nursing revoke the certificate of Alvis Tucker to practice as a nurse aide in the Commonwealth of Virginia and enter a Finding of Abuse against him in the Virginia Nurse Aide Registry. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**ADJOURNMENT:** The Board adjourned at 3:40 P.M.

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Jodi P. Power, RN, JD  
Senior Deputy Executive Director

B10

**VIRGINIA BOARD OF NURSING  
FORMAL HEARINGS  
July 16, 2019  
PANEL B**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 9:31 A.M. on July 16, 2019 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**  
Marie Gerardo, MS, RN, ANP-BC; Second Vice President  
Ann T. Gleason, PhD, Citizen Member  
James L. Hermansen-Parker, MSN, RN, PCCN-K  
Dixie L. McElfresh, LPN  
Ethlyn McQueen-Gibson, DNP, MSN, RN, BC  
Mark Monson, Citizen Member  
Dawn Hogue, MA, LMT – LMT case only

**STAFF PRESENT:**  
Robin Hills, DNP, RN, WHNP, Deputy Executive Director  
Patricia Dewey, RN, BSN, Discipline Case Manager  
Sylvia Tamayo-Suijk, Discipline Team Coordinator

**OTHERS PRESENT:**  
James Rutkowski, Assistant Attorney General, Board Counsel  
Amanda Reidelbach, Management Lead Analyst, Department of Health Professions  
Jessie Watkins, Senior Investigator, Department of Health Professions

**ESTABLISHMENT OF A PANEL:**  
With seven members of the Board present, a panel was established.

**FORMAL HEARINGS:** Jarrett DeWayne Herron, LMT 0019-015045

Mr. Herron did not appear.

David Kazzie, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. L. Kim Taylor & Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Kimberly Martin, Senior Investigator, Department of Health Professions, Client B, and Jennifer Beale, Massage Luxe Employee, were present and testified.

**CLOSED MEETING:** Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:15 A.M., for the purpose of deliberation to reach a decision in the matter of Mr. Herron. Additionally, Ms. McElfresh moved that Dr. Hills, Ms. Dewey, Ms. Tamayo-Suijk and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary

and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 10:45 A.M.

Ms. McElfresh moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Dr. Gleason moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Ms. Hogue moved that the Board of Nursing revoke the right to renew the license of Jarrett DeWayne Herron to practice massage therapy in the Commonwealth of Virginia. An Order will be issued of the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

Ms. Hogue left the meeting at 10:49 A.M.

**FORMAL HEARINGS:** Leigh Ann LaScala, RN 0001-241668

Ms. LaScala did not appear.

Holly Walker, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. L. Kim Taylor & Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Ester Fraim, RN, was present and testified.

**CLOSED MEETING:** Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:13 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. LaScala. Additionally, Ms. McElfresh moved that Dr. Hills, Ms. Dewey, Ms. Tamayo-Suijk and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary

and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 11:25 A.M.

Ms. McElfresh moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Dr. Gleason moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by Ms. Walker. The motion was seconded and carried unanimously.

**ACTION:**

Mr. Monson moved that the Board of Nursing indefinitely suspend the license of Leigh Ann LaScala to practice professional nursing in the Commonwealth of Virginia with suspension will be stayed contingent upon proof of entry into the Virginia Health Practitioners' Monitoring Program (HPMP). An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**FORMAL HEARINGS:**

**Alicia M. Pettigrew, LPN**

**0002-092337**

Ms. Pettigrew did not appear.

Tammie Jones, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. L. Kim Taylor & Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Tonya James, Board of Nursing Compliance Case Manager, was present and testified.

**CLOSED MEETING:**

Ms. McElfresh moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:54 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Pettigrew. Additionally, Ms. McElfresh moved that Dr. Hills, Ms. Dewey, Ms. Tamayo-Suijk and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary



and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 12:17 P.M.

Ms. McElfresh moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Dr. Gleason moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Mr. Monson moved that the Board of Nursing reprimand Alicia M. Pettigrew and indefinitely suspend her license to practice practical nursing in the Commonwealth of Virginia for a period of not less than one year. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried with five votes in favor of the motion. Dr. McQueen-Gibson opposed the motion.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**RECESS:** The Board recessed at 12:18 P.M.

**RECONVENTION:** The Board reconvened in open session at 1:03 P.M.

**FORMAL HEARINGS:** **Karen Amber Johnson, RN** **0001-176519**

Ms. Johnson did not appear.

Grace Stewart, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. L. Kim Taylor & Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

John Turner, Senior Investigator, Department of Health Professions, and Gretchen Miller, Health Practitioners' Monitoring Program (HPMP) Case Manager, testified via telephone.

**CLOSED MEETING:** Dr. McQueen-Gibson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:28

P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Johnson. Additionally, Dr. McQueen-Gibson moved that Dr. Hills, Ms. Dewey, Ms. Tamayo-Suijk and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 1:46 P.M.

Dr. McQueen-Gibson moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Mr. Hermansen-Parker moved that the Board of Nursing accept the findings of fact and conclusions of law as presented. The motion was seconded and carried unanimously.

**ACTION:**

Mr. Monson moved that the Board of Nursing reprimand Karen Amber Jonson and indefinitely suspend her license to practice professional nursing in the Commonwealth of Virginia with suspension stayed contingent upon proof of re-entry into the Virginia Health Practitioners' Monitoring Program (HPMP) and remaining in compliance with HPMP. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**FORMAL HEARINGS:**

**Carissa Lynn Varca, LPN**

**0002-082728**

Ms. Varca did not appear.

Tammie Jones, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. L. Kim Taylor & Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Dwayne Cromer, Senior Investigator, Department of Health Professions, testified via telephone.

**CLOSED MEETING:**

Dr. McQueen-Gibson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:10

P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Varca. Additionally, Dr. McQueen-Gibson moved that Dr. Hills, Ms. Dewey, Ms. Tamayo-Suijk and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 2:15 P.M.

Dr. McQueen-Gibson moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Mr. Hermansen-Parker moved that the Board of Nursing accept the findings of fact and conclusions of law as presented. The motion was seconded and carried unanimously.

**ACTION:**

Mr. Monson moved that the Board of Nursing indefinitely suspend the right to renew the license of Carissa Lynn Varca to practice practical nursing in the Commonwealth of Virginia for a period of not less than two years. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**FORMAL HEARINGS:**

**Lameka Marvette House Hicks, CNA Reinstatement 1401-115852  
RMA Applicant**

Ms. Hicks appeared.

Holly Walker, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. L. Kim Taylor & Cindy Ferrell, court reporters with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Renee White, Senior Investigator, Department of Health Professions, was present and testified.

**CLOSED MEETING:**

Dr. McQueen-Gibson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:04 P.M., for the purpose of deliberation to reach a decision in the matter of

Ms. Hicks. Additionally, Dr. McQueen-Gibson moved that Dr. Hills, Ms. Dewey, Ms. Tamayo-Suijk and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 3:21 P.M.

Dr. McQueen-Gibson moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Mr. Hermansen-Parker moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Dr. Gleason moved that the Board of Nursing approve the application for reinstatement of the certificate of Lameka Marvette House Hicks to practice as a nurse aide and approve her application for the registration to practice as a medication aide in the Commonwealth of Virginia. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**ADJOURNMENT:** The Board adjourned at 3:24 P.M.

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Robin L. Hills, DNP, RN, WHNP  
Deputy Executive Director

**VIRGINIA BOARD OF NURSING  
MINUTES  
July 17, 2019  
PANEL A**

B 11  
(Revised)

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 10:30 A.M. on July 17, 2019 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Louise Hershkowitz, CRNA, MSHA, President  
Margaret Friedenberg, Citizen Member  
Trula Minton, MS, RN  
Dixie McElfresh, LPN – **joined the meeting at 9:23 A.M.**  
Mark Monson, Citizen Member  
Cynthia Swineford, MSN, RN, CNE

**STAFF PRESENT:**

Robin Hills, DNP, RN, WHNP, Deputy Executive Director  
Terri Clinger, DNP, MSN, CPNP-PC, Deputy Executive Director for Advanced Practice  
Patricia Dewey, RN, BSN, Discipline Case Manager  
Darlene Graham, Senior Discipline Specialist

**OTHERS PRESENT:**

James Rutkowski, Assistant Attorney General, Board Counsel

**ESTABLISHMENT OF A PANEL:**

With five members of the Board present, a panel was established.

**CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:**

**# 5 – Tiffany Brooke Harmon, RMA 0031-010869**  
Ms. Harmon appeared and was accompanied by Scott Gordon, Esq.

**CLOSED MEETING:**

Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:12 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Ms. Harmon. Additionally, Mr. Monson moved that Dr. Hills, Dr. Clinger, Ms. Dewey, Ms. Graham and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 9:20 A.M.

Ms. Swineford moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified

Virginia Board of Nursing  
PANEL A – Agency Subordinate Recommendations and Consent Orders  
July 17, 2019

in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the registration of Tiffany Brooke Harmon to practice as a medication aide in the Commonwealth of Virginia for a period of not less than one year from the date of entry of the Order. The motion was seconded and carried unanimously.

Ms. McElfresh joined the meeting at 9:23 A.M.

**CLOSED MEETING:**

Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:29 A.M., for the purpose of consideration of the remaining agency subordinate recommendations. Additionally, Mr. Monson moved that Dr. Hills, Dr. Clinger, Ms. Dewey, Ms. Graham and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**

The Board reconvened in open session at 10:04 A.M.

Ms. Swineford moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

#1 – Crystal Lynn Brewer, LPN

0002-056460

Ms. Brewer did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the license of Crystal Lynn Brewer to practice practical nursing in the Commonwealth of Virginia with the suspension stayed upon proof of Ms. Brewer's entry into the Virginia Health Practitioners' Monitoring Program (HPMP) and remaining in compliance with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

**#3 – Shenika Lewis Poe, RN**

**0001-240704**

Ms. Lewis Poe did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to require Shenika Lewis Poe to provide written proof satisfactory to the Board of successful completion of the NCSBN course “*Documentation: A Critical Aspect of Client Care*” within 90 days from the date of entry of the Order. The motion was seconded and carried unanimously.

**#7 – Tasha Nicole Strickler Fomby, CNA**

**1401-149654**

Ms. Fomby did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Tasha Nicole Strickler Fomby to practice as a nurse aide in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**#9 – Savannah Cash, CNA**

**1401-185265**

Ms. Cash did not appear.

Mr. Monson moved that the Board of Nursing modify the recommended decision of the agency subordinate to suspend the right of Savannah Cash to renew her certificate to practice as a nurse aide in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**#11 – Michelle Morris Collier, LPN**

**0002-052519**

Ms. Collier did not appear.

Mr. Monson moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Michelle Morris Collier and to require her within 90 days from the date of entry of the Order to provide written proof satisfactory to the Board of successful completion of the NCSBN online courses:

*Documentation: A Critical Aspect of Client Care;*  
*Professional Accountability and Legal Liability for Nurses; and*  
*Sharpening Critical Thinking Skills*

The motion was seconded and carried with five votes in favor of the motion. Ms. Hershkowitz opposed the motion.

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**#13 – Victoria Ann Tully, RN**

**0001-274218**

Ms. Tully did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Victoria Ann Tully to practice professional nursing in the Commonwealth of Virginia with suspension stayed upon proof of Ms. Tully's entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and remaining in compliance with all terms and conditions of the HPMP for a period specified by the HPMP. The motion was seconded and carried unanimously.

**#15 – Kathy Ann Merone, RN**

**0001-154765**

Ms. Merone did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Kathy Ann Merone and to indefinitely suspend her license to practice professional nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**#17 – Jamie Lynn Mawyer, RMA**

**0031-008910**

Ms. Mawyer did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to assess Jamie Lynn Mawyer a monetary penalty of \$100.00 to be paid to the Board within 90 days from the date of entry of the Order. The motion was seconded and carried unanimously.

**#19 – Neola Faye Price, CNA**

**1401-157698**

Ms. Price did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Neola Faye Price. The motion was seconded and carried unanimously.



**#20 – Tiffany Hardy, CNA**

**1401-190811**

Ms. Hardy did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Tiffany Hardy to practice as a nurse aide in the Commonwealth of Virginia and to enter a Finding of Neglect against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

**#21 – Kendra Monik Barrett, RMA**

**0031-004060**

Ms. Barrett did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the registration of Kendra Monik Barrett to practice as a medication aide in the Commonwealth of Virginia with suspension stayed upon proof of Ms. Barrett's entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and remaining in compliance with all terms and conditions of the HPMP for a period specified by the HPMP. The motion was seconded and carried unanimously.

**#25 – Rusti Renee' Morgan, LPN**

**0002-084294**

Ms. Morgan did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to take no action against Rusti Renee' Morgan at this time contingent upon proof of Ms. Morgan's entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and compliance with all terms and conditions of the HPMP for a period specified by the HPMP. The motion was seconded and carried unanimously.

**#27 – Deborah Dunkley Pyles, LPN**

**0002-093262**

Ms. Pyles did not appear.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Deborah Dunkley Pyles to practice practical nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**#29 – Shirley Anne Hall, RN**

**0001-167801**

Ms. Hall did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to accept the voluntary surrender for indefinite suspension of Sherly Anne Hall's right to renew her license to practice professional nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**#31 – Elisabeth Aguilar Murphy, RN**

**0001-218101**

Ms. Murphy did not appear.

Ms. McElfresh moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the license of Elisabeth Aguilar Murphy to practice professional nursing in the Commonwealth of Virginia with suspension stayed upon proof of Ms. Murphy's entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and remaining in compliance with all terms and conditions of the HPMP for a period specified by the HPMP. The motion was seconded and carried unanimously.

**#33 – Anju Prasad, RN**

**0001-278837**

Ms. Prasad did not appear but submitted a written response.

Ms. Minton moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Anju Prasad to practice professional nursing in the Commonwealth of Virginia with suspension stayed upon proof of Ms. Prasad's entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and remaining in compliance with all terms and conditions of the HPMP for a period specified by the HPMP. The motion was seconded and carried unanimously.

**CONSIDERATION OF CONSENT ORDERS:**

**G1 – Maggie Marie Ragusa, RN**

**0001-237635**

Mr. Monson moved to accept the consent order to indefinitely suspend the license of Maggie Marie Ragusa to practice professional nursing in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**G3 – Laura Elizabeth Jones, RN**

**0001-203087**

Mr. Monson moved to accept the consent order to suspend the license of Laura Elizabeth Jones to practice professional nursing in the Commonwealth of Virginia with suspension stayed upon proof of Ms. Jones' re-entry into a Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and compliance with all terms and conditions of the HPMP for a period specified by the HPMP. The motion was seconded and carried unanimously.

**G5 – Colin Brett Weigel, RN**

**0001-250234**

Mr. Monson moved to accept the consent order to take no action against Colin Brett Weigel at this time contingent upon Mr. Weigel's continued compliance with all terms and conditions of his Contract with the Virginia Health Practitioners' Monitoring Program (HPMP) and any subsequent Contracts for the period specified in the Contract. The motion was seconded and carried unanimously.

**ADJOURNMENT:**

The Board adjourned at 10:13 A.M.

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Robin L. Hills, DNP, RN, WHNP  
Deputy Executive Director

**VIRGINIA BOARD OF NURSING  
FORMAL HEARINGS  
July 17, 2019  
PANEL A**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 10:30 A.M. on July 17, 2019 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Louise Hershkowitz, CRNA, MSHA, President  
Margaret Friedenberg, Citizen Member  
Trula Minton, MS, RN  
Dixie McElfresh, LPN  
Mark Monson, Citizen Member  
Cynthia Swineford, MSN, RN, CNE  
Kristina Page, LMT – **joined the meeting at 2:15 P.M.**

**STAFF PRESENT:**

Robin Hills, DNP, RN, WHNP, Deputy Executive Director  
Terri Clinger, DNP, RN, CPNP-PC, Deputy Executive Director for Advanced Practice  
Patricia Dewey, RN, BSN, Discipline Case Manager  
Darlene Graham, Senior Discipline Specialist

**OTHERS PRESENT:**

James Rutkowski, Assistant Attorney General, Board Counsel

**ESTABLISHMENT OF A PANEL:**

With six members of the Board present, a panel was established.

**FORMAL HEARINGS:**

**Wakeisha De-nay Culler, LPN                      0002-084406**

Ms. Culler did not appear.

Holly Walker, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Cindy Ferrell, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

David Robinson, Senior Investigator, Department of Health Professions, Asnoviati Main, CNA at Beth Sholom Assisted Living Facility, Tanesha McKeithan, CNA formerly at Beth Sholom Assisted Living Facility, and Patricia Thompson, RN, Administrator at Beth Sholom Assisted Living Facility, were present and testified.

**CLOSED MEETING:**

Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(7) of the *Code of Virginia* at 10:32 A.M., for consultation with legal counsel in the matter of Ms. Culler. Additionally, Mr. Monson moved that Dr. Hills, Dr. Clinger, Ms. Dewey, Ms. Graham and Mr. Rutkowski, Board counsel, attend the closed meeting because

their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 10:45 A.M.

Ms. Swineford moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

**CLOSED MEETING:** Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:45 A.M., for the purpose of deliberation to reach a decision in the matter of Ms. Culler. Additionally, Mr. Monson moved that Dr. Hills, Dr. Clinger, Ms. Dewey, Ms. Graham and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 12:08 A.M.

Ms. Swineford moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Friedenbergl moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Ms. Minton moved that the Board of Nursing revoke the license of Wakeisha De-nay Culler to practice practical nursing in the Commonwealth of Virginia. An Order will be issued of the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**FORMAL HEARINGS: Jimequa Kierra Chiles, CNA 1401-167929**

Ms. Chiles appeared and was accompanied by friends, LaShelle Robinson and Tatiana Mayfield.

Tammie Jones, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Cindy Ferrell, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Sarah Rogers, Senior Investigator, Department of Health Professions, Stacie Shive, LNHA, Elizabeth Adam Crump Nursing and Rehab Center, Ms. Robinson and Ms. Mayfield were present and testified.

**CLOSED MEETING:** Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:11 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Chiles. Additionally, Mr. Monson moved that Dr. Hills, Dr. Clinger, Ms. Dewey, Ms. Graham and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 1:33 P.M.

Ms. Swineford moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Friedenberg moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Ms. McElfresh moved that the Board of Nursing reprimand Jimequa Kierra Chiles and approve her application for reinstatement of her certificate to practice as a nurse aide in the Commonwealth of Virginia. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

Virginia Board of Nursing  
PANEL A - Formal Hearings  
July 17, 2019

RECESS: The Board recessed at 1:40 P.M.

RECONVENTION: The Board reconvened in open session at 2:15 P.M.

Ms. Page joined the meeting at 2:15 P.M.

FORMAL HEARINGS: **Kelly Christina Crowell, LMT Applicant**

Ms. Crowell appeared and was accompanied by Taylor Thomas.

Grace Stewart, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Cindy Ferrell, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

CLOSED MEETING: Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:58 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Alston. Additionally, Mr. Monson moved that Dr. Hills, Dr. Clinger, Ms. Dewey, Ms. Graham and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 3:26 P.M.

Ms. Swineford moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. McElfresh moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Mr. Monson moved that the Board of Nursing deny the application of Kelly Christina Crowell to practice massage therapy in the Commonwealth of Virginia. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**FORMAL HEARINGS:**      **Dwayne Pittman, LMT**      **0019-009513**

Mr. Pittman did not appear.

Grace Stewart, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Cindy Ferrell, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Client A and Branna Holdren, Costmetologist at Victoria Day Spa, were present and testified.

**CLOSED MEETING:**      Mr. monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 4:10 P.M., for the purpose of deliberation to reach a decision in the matter of Mr. Pittman. Additionally, Mr. Monson moved that Dr. Hills, Dr. Clinger, Ms. Dewey, Ms. Graham and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:**      The Board reconvened in open session at 4:16 P.M.

Ms. Swineford moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Friedenberg moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:**      Ms. McElfresh moved that the Board of Nursing revoke the right of Dwayne Pittman to renew his license to practice as a massage therapist in the Commonwealth of Virginia. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.



This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

Ms. Page left the meeting at 4:25 P.M.

**FORMAL HEARINGS: Barbara J. B. Volz, RN 0001-249537**

Ms. Volz appeared.

Tammie Jones, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Mr. Rutkowski was legal counsel for the Board. Cindy Ferrell,, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Gayle Miller, Senior Investigator, Department of Health Professions, and Tonya James, Board of Nursing Compliance Case Manager, were present and testified.

**CLOSED MEETING:** Mr. Monson moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 6:07 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Volz. Additionally, Mr. Monson moved that Dr. Hills, Dr. Clinger, Ms. Dewey, Ms. Graham and Mr. Rutkowski, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 6:50 P.M.

Ms. Swineford moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Friedenberg moved that the Board of Nursing accept the findings of fact and conclusions of law as presented and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Ms. McElfresh moved that the Board of Nursing deny the application of Barbara J. B. Volz for reinstatement of her license to practice professional nursing in the Commonwealth of Virginia. An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.



continued compliance with the Virginia Health Practitioners' Monitoring Program (HPMP). An Order will be issued regarding the findings of fact and conclusions of law. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**ADJOURNMENT:**

The Board adjourned at 8:40 P.M.

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Robin L. Hills, DNP, RN, WHNP  
Deputy Executive Director

VIRGINIA BOARD OF NURSING  
MINUTES  
July 17, 2019  
Panel - B

B 12  
(Revised)

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 9:02 A.M. on July 17, 2019 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Marie Gerardo, MS, RN, ANP-BC, Second Vice President  
Laura F. Cei, BS, LPN, CCRP  
Ann Tucker Gleason, PhD, Citizen Member  
Joyce A. Hahn, PhD, RN, NEA-BC, FNAP, FAAN  
James Hermansen-Parker, MSN, RN, PCCN-K  
Meenakshi Shah, BA, RN

**STAFF PRESENT:**

Jodi P. Power, RN, JD, Senior Deputy Executive Director  
Charlette N. Ridout, R.N., M.S., C.N.E., Deputy Executive Director  
Claire Morris, R.N., L.N.H.A., Discipline Case Manager  
Sylvia Tamayo-Suijk, Discipline Team Coordinator

**OTHERS PRESENT:**

Charis Mitchell, Assistant Attorney General, Board Counsel

**ESTABLISHMENT OF A PANEL:**

With six members of the Board present, a panel was established.

**CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:**

# 23 - Katherine Obregon, CNA	1401-174574
# 24 - Katherine Obregon, RMA	0031-010070

Ms. Obregon appeared.

**CLOSED MEETING:**

Ms. Shah moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:07 A.M., for the purpose of consideration of the agency subordinate recommendation regarding Ms. Obregon. Additionally, Ms. Shah moved that Ms. Power, Ms. Morris, Ms. Tamayo-Suijk, and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

Ms. Ridout left the meeting.

**RECONVENTION:**

The Board reconvened in open session at 9:12 A.M.

Ms. Ridout joined the meeting.

Ms. Shah moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Dr. Hahn moved that the Board of Nursing reject the recommended decisions of the agency subordinate and issue an Order to Dismiss the Cases against Katherine Obregon. The motion was seconded and carried unanimously.

**# 2 - Erin Nicole Lynch Everitt, RN** **0001-208301**

Ms. Everitt did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Erin Nicole Lynch Everitt to practice professional nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege to practice professional nursing. The motion was seconded and carried unanimously.

**# 4 - Cindy L. Powers, CNA** **1401-174329**

Ms. Powers did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Cindy L. Powers. The motion was seconded and carried unanimously.

**# 6 - Heather Tinnell, RN** **0001-219237**

Ms. Tinnell did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Heather Tinnell and require Ms. Tinnell within 120 days from the date of entry of the Order to provide written proof satisfactory to the Board of successful completion of the following NCSBN courses: *Documentation: A Critical Aspect of Client Care* and *Medical Errors: Detection & Prevention*. The motion was seconded and carried unanimously.

**# 8 - Todd J. Reyell, CNA**

**1401-175683**

Mr. Reyell did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certification of Todd J. Reyell to practice as a nurse aide in the Commonwealth of Virginia. The motion was seconded and carried unanimously.

**#10 - Lauren Brooke Antill, RN**

**0001-269116**

Ms. Antill did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate take no action at this time against the license of Lauren Brooke Antill to practice professional nursing in the Commonwealth of Virginia contingent upon Ms. Antill's entry into the Virginia Health Practitioners' Monitoring Program (HPMP) within 60 days from the date of entry of the Order and remaining in compliance thereafter with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

**#14 - Kelly Ann Butler, LPN**

**0002-094411**

Ms. Butler did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to require Kelly Ann Butler to undergo a substance misuse evaluation and a psychiatric evaluation, conducted by a Board-approved specialist(s) who holds an unrestricted license, and have a written report of the evaluation, including diagnosis, recommended course of therapy, prognosis, and any other recommendations sent to the Board, within 90 days of the entry of the Order. Upon receipt of the required report, the Board shall convene a Special Conference Committee to consider the evaluation and make a final disposition of the matter. The motion was seconded and carried unanimously.

**#16 - Melissa Anne McKenney, RN**

**0001-227102**

Ms. McKenney did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the license of Melissa Anne McKenney to practice professional nursing in the Commonwealth of

Virginia, said suspension applies to any multistate privilege to practice professional nursing. The motion was seconded and carried unanimously.

**#18 - Terri Medleta Jackson, LPN**

**0002-073865**

Ms. Jackson did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Terri Medleta Jackson and require Ms. Jackson within 90 days from the date of entry of the Order to provide written proof satisfactory to the Board of successful completion of the following NCSBN courses: *Documentation: A Critical Aspect of Client Care* and *Medical Errors: Detection & Prevention*. The motion was seconded and carried unanimously.

**#22 - Ferney Vasquez, CNA**

**1401-178088**

Mr. Vasquez did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Ferney Vasquez to practice as a nurse aide in the Commonwealth of Virginia and enter a Finding of Abuse against him in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

**#30 - Amanda Kilgore, RN TN Lic. 170305 with Multistate Privilege**

Ms. Kilgore did not appear.

Dr. Hahn moved that the Board of Nursing accept the recommended decision of the agency subordinate to suspend the privilege of Amanda Kilgore to practice professional nursing in the Commonwealth of Virginia, with the suspension stayed upon proof of Ms. Kilgore's entry into the Virginia Health Practitioners' Monitoring Program (HPMP) or entry into an alternative program in another state deemed by the Board to be substantially equivalent to the HPMP, including the Tennessee Professional Assistance Program and remaining in compliance thereafter with all terms and conditions of the program. The motion was seconded and carried unanimously.

**CLOSED MEETING:**

Ms. Shah moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:18 A.M., for the purpose of consideration of the agency subordinate recommendations. Additionally, Ms. Shah moved that Ms. Power, Ms. Ridout, Ms. Morris, Ms. Tamayo-Suijk, and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their





applies to any multistate privilege to practice practical nursing. The motion was seconded and carried unanimously.

**#32 - Shirlene Ann Galloway Pregent, RN                      0001-185999**

Ms. Pregent did not appear.

Dr. Gleason moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Shirlene Ann Galloway Pregent and require Ms. Pregent within 90 days from the date of entry of the Order to provide written proof satisfactory to the Board of successful completion of the following NCSBN courses: *Professional Boundaries in Nursing* and *Professional Accountability & Legal Liability for Nurses*. The motion was seconded and carried unanimously.

**CONSIDERATION OF CONSENT ORDERS:**

**G2 - Alvina C. Ward, RN, LPN                      0001-271483 & 0002-057721**

Ms. Cei moved to accept the consent order to indefinitely suspend the license of Alvina C. Ward to practice professional nursing in the Commonwealth of Virginia with the suspension stayed contingent upon Ms. Ward's reentry into the Virginia Health Practitioners' Monitoring Program (HPMP) and remaining in compliance thereafter with all terms and conditions of the HPMP for the period specified by the HPMP. The motion was seconded and carried unanimously.

**G4 - Rowana Joy Vardaro Okun, LPN                      0002-079341**

Ms. Cei moved to accept the consent order for voluntary surrender for indefinite suspension of Rowana Joy Vardaro Okun's license to practice practical nursing in the Commonwealth of Virginia, said suspension applies to any multistate privilege to practice professional nursing. The motion was seconded and carried unanimously.

**ADJOURNMENT:**                      The Board adjourned at 9:40 A.M.

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Jodi P. Power, RN, JD  
Senior Deputy Executive Director

**VIRGINIA BOARD OF NURSING  
FORMAL HEARINGS  
July 17, 2019  
Panel - B**

**TIME AND PLACE:** The meeting of the Virginia Board of Nursing was called to order at 10:09 A.M. on July 17, 2019 in Board Room 3, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Marie Gerardo, MS, RN, ANP-BC, Second Vice President  
Laura F. Cei, BS, LPN, CCRP  
Ann Tucker Gleason, PhD, Citizen Member  
Joyce A. Hahn, PhD, RN, NEA-BC, FNAP, FAAN  
James Hermansen-Parker, MSN, RN, PCCN-K  
Meenakshi Shah, BA, RN

**STAFF PRESENT:**

Jodi P. Power, RN, JD, Senior Deputy Executive Director  
Charlette N. Ridout, R.N., M.S., C.N.E., Deputy Executive Director  
Lelia Claire Morris, R.N., L.N.H.A., Discipline Case Manager  
Sylvia Tamayo-Suijk, Discipline Team Coordinator

**OTHERS PRESENT:**

Charis Mitchell, Assistant Attorney General, Board Counsel  
Vanessa McLeod, Assistant Attorney General – joined the meeting at 1:00 P.M.

**ESTABLISHMENT OF A PANEL:**

With six members of the Board present, a panel was established.

**FORMAL HEARINGS:**

**Angela Gail Seay-Roviralta, RN Reinstatement 0001-148768**

Ms. Seay-Roviralta appeared.

David Kazzie, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Holly M. Bush, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Renee White, Senior Investigator, Department of Health Professions, was present and testified.

**CLOSED MEETING:**

Mr. Hermansen-Parker moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 10:58 A.M., for the purpose of deliberation to reach a decision in the matter of Angela Gail Seay-Roviralta. Additionally, Mr. Hermansen-Parker moved that Ms. Power, Ms. Ridout, Ms. Morris, Ms. Tamayo-Suijk, and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 11:24 A.M.

Mr. Hermansen-Parker moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Dr. Gleason moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Kazzie and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Dr. Hahn moved that the that the Board of Nursing deny the reinstatement application of Angela Gail Seay-Roviralta to practice professional nursing in the Commonwealth of Virginia and continue her professional nursing license on indefinite suspension until such time as she can demonstrate sufficient evidence she is safe and competent to resume the practice of nursing. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**RECESS:** The Board recessed at 11:26 A.M.

**RECONVENTION:** The Board reconvened at 11:38 A.M.

**FORMAL HEARINGS:** **Caroline Poston, LPN** **0002-095017**

Ms. Poston did not appear.

Cynthia Gaines, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Holly M. Bush, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

**CLOSED MEETING:** Mr. Hermansen-Parker moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 11:46 A.M., for the purpose of deliberation to reach a decision in the matter of Caroline Poston. Additionally, Mr. Hermansen-Parker moved that Ms. Power, Ms. Ridout, Ms. Morris, Ms. Tamayo-Suijk, and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 12:08 P.M.

Mr. Hermansen-Parker moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Dr. Gleason moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Gaines and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Dr. Hahn moved that the Board of Nursing revoke the practical nursing license of Caroline Poston. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

RECESS: The Board recessed at 12:11 P.M.

RECONVENTION: The Board reconvened in open session at 1:00 P.M.

Vanessa McCloud, Assistant Attorney General joined the meeting to observe.

FORMAL HEARINGS: **Angela Dawn Woolwine, LPN Reinstatement** **0002-071480**

Ms. Woolwine appeared, accompanied by Monica Overton.

David Kazzie, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Holly M. Bush, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Joyce Johnson, Senior Investigator, Department of Health Professions and Me-Lien Chung, Senior Investigator, Department of Health Professions were present and testified. Monica Overton testified on behalf of Ms. Poston.

CLOSED MEETING: Mr. Hermansen-Parker moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:19 P.M., for the purpose of deliberation to reach a decision in the matter of Angela Dawn Woolwine. Additionally, Mr. Hermansen-Parker moved that Ms. Power, Ms. Ridout, Ms. Morris, Ms. Tamayo-Suijk, and Ms. Mitchell, Board

counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 2:37 P.M.

Ms. Shah moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Mr. Hermansen-Parker moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Kazzie, and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Dr. Hahn moved that the Board of Nursing deny the reinstatement application of Angela Dawn Woolwine to practice practical nursing in the Commonwealth of Virginia and continue her practical nursing license on indefinite suspension for a period of not less than one year and until such time as she can demonstrate sufficient evidence she is safe and competent to resume the practice of nursing. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**RECESS:** The Board recessed at 2:40 P.M.

Dr. Hahn left the meeting.

**RECONVENTION:** The Board reconvened in open session at 3:00 P.M.

**FORMAL HEARINGS:** **Krista Honaker Post, RN Reinstatement** **0001-231759**

Ms. Post appeared, accompanied by her attorney, Jay Steele.

David Kazzie, Adjudication Specialist for the Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Holly M. Bush, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Gayle Miller, Senior Investigator, Department of Health Professions was present and testified. Attorney Jay Steele testified on behalf of Ms. Post.

**CLOSED MEETING:** Dr. Gleason moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 3:43 P.M., for the purpose of deliberation to reach a decision in the matter of Krista Honaker Post. Additionally, Dr. Gleason moved that Ms. Power, Ms. Ridout, Ms. Morris, Ms. Tamayo-Suijk, and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 4:04 P.M.

Dr. Gleason moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Cei moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Kazzie and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Ms. Shah moved that the Board of Nursing approve the reinstatement application of Krista Honaker Post to practice professional nursing in the Commonwealth of Virginia contingent upon receiving evidence of successful completion of a Board approved professional nursing refresher course.. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

Ms. McCloud left the meeting.

**FORMAL HEARINGS:** **Deborah Ibukunoluwa Fashakin, CNA Reinstatement 1401-168500**

Ms. Fashakin did not appear.

Anne Joseph, Deputy Director, Administrative Proceeding Division, Department of Health Professions, represented the Commonwealth. Ms. Mitchell was legal counsel for the Board. Holly M. Bush, court reporter with Farnsworth & Taylor Reporting LLC, recorded the proceedings.

Rai Minor, Senior Investigator, Department of Health Professions was present and testified.

**CLOSED MEETING:** Mr. Hermansen-Parker moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 4:30 P.M., for the purpose of deliberation to reach a decision in the matter of Deborah Ibukunoluwa Fashakin. Additionally, Mr. Hermansen-Parker moved that Ms. Power, Ms. Ridout, Ms. Morris, Ms. Tamayo-Suijk, and Ms. Mitchell, Board counsel, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

**RECONVENTION:** The Board reconvened in open session at 4:56 P.M.

Dr. Gleason moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Mr. Hermansen-Parker moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Joseph and amended by the Board. The motion was seconded and carried unanimously.

**ACTION:** Ms. Shah moved that the Board of Nursing deny the reinstatement application of Deborah Ibukunoluwa Fashakin for certification as a nurse aide based upon Findings of Abuse and Misappropriation of Patient Property. A Finding of Abuse shall be entered against her in the Virginia Nurse Aide Registry. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

**ADJOURNMENT:** The Board adjourned at 4:58 P.M.

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Jodi P. Power, RN, JD  
Senior Deputy Executive Director

B13

**VIRGINIA BOARD OF NURSING  
POSSIBLE SUMMARY SUSPENSION TELEPHONE CONFERENCE CALL  
August 6, 2019**

A possible summary suspension telephone conference call of the Virginia Board of Nursing was held August 6, 2019 at 4:3 P.M.

**The Board of Nursing members participating in the meeting were:**

Louise Hershkowitz, CRNA, MSHA; Chair  
Laura F. Cei, BS, LPN, CCRP  
Margaret Friedenber, Citizen Member  
A Tucker Gleason, PhD, Citizen Member  
James Hermansen-Parker, MSN, RN, PCCN-K

Dixie L. McElfresh, LPN  
Ethlyn McQueen-Gibson, DNP, MSN, RN, BC  
Trula Minton, MS, RN  
Meenakshi Shah, BA, RN  
Cynthia Swineford, RN, MSN, CNE

**Others participating in the meeting were:**

James Rutkowski, Assistant Attorney General, Board Counsel  
Wayne Halbleib, Senior Assistant Attorney General/Chief  
James Schliessmann, Assistant Attorney General  
David Kazzie, Adjudication Specialist, Administrative Proceedings Division  
Tammie Jones, Adjudication Specialist, Administrative Proceedings Division  
Jay P. Douglas, RN, MSM, CSAC, FRE; Executive Director  
Jodi Power, RN, JD; Senior Deputy Executive Director  
Robin Hills, RN, DNP, WHNP; Deputy Executive Director for Education  
Charlette Ridout, RN, MS, CNE; Deputy Executive Director  
Lelia Claire Morris, RN, LNHA; Discipline Case Manager  
Darlene Graham, Senior Discipline Specialist

The meeting was called to order by Ms. Hershkowitz. With ten (10) members of the Board of Nursing participating, a quorum was established. A good faith effort to convene a meeting at the Board of Nursing offices within the week failed.

Wayne Halbleib, Senior Assistant Attorney General/Chief, presented evidence that the continued practice of nursing by **Caitlin Colleen Poytress, RN (0001-268901)** may present a substantial danger to the health and safety of the public.

Ms. Minton moved to summarily suspend the registered nurse license of **Caitlin Colleen Poytress** pending a formal administrative hearing and to offer a consent order for indefinite suspension of her license for not less than two (2) years in lieu of a formal hearing. The motion was seconded and carried unanimously.

Mr. Halbleib, Dr. Hills and Mr. Kazzie left the meeting at 4:45 P.M.

James Schliessmann, Assistant Attorney General, presented evidence that the continued practice of nursing by **Katrina L. Crabtree Wainwright, RN (0001-181403)** may present a substantial danger to the health and safety of the public.





Virginia Board of Nursing  
Possible Summary Suspension Telephone Conference Call  
August 6, 2019

Ms. Minton moved to summarily suspend the registered nurse license of **Katrina L. Crabtree Wainwright** pending a formal administrative hearing and to offer a consent order for indefinite suspension of her license for not less than two (2) years in lieu of a formal hearing. The motion was seconded and carried unanimously.

The meeting was adjourned at 5:05 P.M.

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Jay P. Douglas, RN, MSM, CSAC, FRE  
Executive Director

**VIRGINIA BOARD OF NURSING  
PUBLIC HEARING MINUTES  
AUGUST 27, 2019**

B14

- TIME AND PLACE:** The public hearing for the proposed Elimination of Prescriptive Authority License (18VAC90-40) of the Board of Nursing was called to order at 8:30 A.M. on August 27, 2019, in Training Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico, Virginia.
- PRESIDING:** Louise Hershkowitz, CRNA, MSHA; President
- STAFF PRESENT:** Stephanie Willinger; Deputy Executive Director  
Elaine Yeatts, Senior Policy Analyst, Department of Health Professions  
Huong Vu, Executive Assistant
- PUBLIC COMMENT:** No comment was received
- Ms. Hershkowitz noted that the comment period will close on this proposed actions on September 20, 2019. She added that written comment should be directed to Ms. Yeatts by email at [elaine.yeatts@dhp.virginia.gov](mailto:elaine.yeatts@dhp.virginia.gov) or comment can be posted on the Virginia Regulatory Townhall.
- ADJOURNMENT:** The public hearing was adjourned at 8:33 A.M.

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Louise Hershkowitz, CRNA, MSHA  
President

# Agency Subordinate Recommendation Tracking Trend Log - May 2006 to Present – Board of Nursing

Considered		Accepted		Modified*					Rejected					Final Outcome:** Difference from Recommendation				
Date	Total	Total	Total %	Total	Total %	# present	# ↑	# ↓	Total	Total %	# present	# Ref to FH	# Dismissed	↑	↓	Same	Pending	N/A
<b>Total to Date:</b>	31/06	2754	88.7%	259	8.3%				95	3.0%				72	79	95	1	
<b>CY2019 to Date:</b>	101	96	95.0%	3	3.0%	0	3	0	2	2.0%	2	0	2	0	0	1	N/A	
Nov-19																		
Sep-19																		
Jul-19	33	31	93.9%	0	0.0%	0	0	0	2	6.1%	2	0	2	0	0	0	0	
May-19	18	16	89.2%	2	10.8%	0	2	0	0	0.0%	0	0	0	0	0	0	0	
Mar-19	17	16	94.1%	1	5.9%	0	1	0	0	0.0%	0	0	0	0	0	0	0	
Jan-19	33	33	100.0%	0	0.0%	0	0	0	0	0.0%	0	0	0	0	0	0	0	
<b>Annual Totals:</b>																		
Total 2018	201	172	85.6%	25	12.4%	4	17	7	4	2.0%	0	4	0	4	10	7	N/A	
Total 2017	230	220	95.7%	8	3.5%	0	5	3	2	0.8%	0	2	0	2	4	6	N/A	
Total 2016	241	227	94.2%	9	3.7%	0	8	0	5	2.1%	2	4	0	4	8	2	N/A	
Total 2015	240	218	90.8%	14	5.8%	2	12	2	8	3.3%	3	6	1	9	6	5	N/A	
Total 2014	257	235	91.4%	17	6.6%	2	8	9	5	1.9%	1	3	2	3	3	7	N/A	
Total 2013	248	236	95.2%	10	4.0%				2	0.8%				3	6	2	N/A	
Total 2012	229	211	92.1%	15	6.6%				3	1.3%				4	6	9	N/A	
Total 2011	208	200	96.2%	6	2.9%				2	1.0%				4	1	12	N/A	
Total 2010	191	166	85.6%	21	10.8%				7	3.6%				7	9	9	N/A	
Total 2009	268	217	81.0%	40	14.9%				11	4.1%				11	6	20	N/A	
Total 2008	217	163	75.1%	29	13.4%				22	10.1%				11	11	3	N/A	
Total 2007	171	130	74.7%	30	17.2%				12	6.9%				8	7	4	N/A	
Total 2006	76	62	81.6%	6	7.9%				8	10.5%				2	2		N/A	

\* Modified = Sanction changed in some way (does not include editorial changes to Findings of Fact or Conclusions of Law. ↑ = additional terms or more severe sanction. ↓ = lesser sanction or impose no sanction.

\*\* Final Outcome Difference = Final Board action/ sanction after FH compared to original Agency Subordinate Recommendation that was modified (then approved by respondent to FH) or was Rejected by Board (or referred to FH).

C1

C2

Virginia Department of Health Professions  
Cash Balance  
As of June 30, 2019

	<b>Nursing</b>
<b>Board Cash Balance as June 30, 2018</b>	10,401,356
<b>YTD FY19 Revenue</b>	11,675,349
<b>Less: YTD FY19 Direct and Allocated Expenditures</b>	<u>13,097,754</u> *
<b>Board Cash Balance as June 30, 2019</b>	<u><u>8,978,952</u></u>

\* Includes \$70,271 deduction for Nurse Scholarship Fund

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	Amount	Budget	Amount Under/(Over) Budget	% of Budget
<b>4002400</b>	<b>Fee Revenue</b>				
4002401	Application Fee	2,373,359.00	2,308,425.00	(64,934.00)	102.81%
4002406	License & Renewal Fee	7,136,111.50	6,691,497.00	(444,614.50)	106.64%
4002407	Dup. License Certificate Fee	26,600.00	23,750.00	(2,850.00)	112.00%
4002408	Board Endorsement - In	59,605.00	64,790.00	5,185.00	92.00%
4002409	Board Endorsement - Out	25,830.00	18,270.00	(7,560.00)	141.38%
4002421	Monetary Penalty & Late Fees	289,976.00	231,415.00	(58,561.00)	125.31%
4002432	Misc. Fee (Bad Check Fee)	935.00	1,750.00	815.00	53.43%
	<b>Total Fee Revenue</b>	<b>9,912,416.50</b>	<b>9,339,897.00</b>	<b>(572,519.50)</b>	<b>106.13%</b>
<b>4003000</b>	<b>Sales of Prop. &amp; Commodities</b>				
4003020	Misc. Sales-Dishonored Payments	2,214.00	-	(2,214.00)	0.00%
	<b>Total Sales of Prop. &amp; Commodities</b>	<b>2,214.00</b>	<b>-</b>	<b>(2,214.00)</b>	<b>0.00%</b>
<b>4009000</b>	<b>Other Revenue</b>				
4009060	Miscellaneous Revenue	49,900.00	26,500.00	(23,400.00)	188.30%
	<b>Total Other Revenue</b>	<b>49,900.00</b>	<b>26,500.00</b>	<b>(23,400.00)</b>	<b>188.30%</b>
	<b>Total Revenue</b>	<b>9,964,530.50</b>	<b>9,366,397.00</b>	<b>(598,133.50)</b>	<b>106.39%</b>
<b>5011110</b>	<b>Employer Retirement Contrib.</b>	<b>229,886.30</b>	<b>265,377.00</b>	<b>35,490.70</b>	<b>86.63%</b>
5011120	Fed Old-Age Ins- Sal St Emp	157,437.10	155,448.00	(1,989.10)	101.28%
5011130	Fed Old-Age Ins- Wage Earners	1,819.00	31,899.00	30,080.00	5.70%
5011140	Group Insurance	24,524.00	26,819.00	2,095.00	92.13%
5011150	Medical/Hospitalization Ins.	397,455.00	487,172.00	89,717.00	81.58%
5011160	Retiree Medical/Hospitalizatn	21,911.22	23,774.00	1,862.78	92.16%
5011170	Long term Disability Ins	11,069.33	12,598.00	1,528.67	87.87%
5011190	Employer Retirement Contrib	7,791.60	9,350.00	1,558.40	83.33%
	<b>Total Employee Benefits</b>	<b>851,893.55</b>	<b>1,012,237.00</b>	<b>160,343.45</b>	<b>84.16%</b>
<b>5011200</b>	<b>Salaries</b>				
5011220	Salaries, Appointed Officials	91,666.64	-	(91,666.64)	0.00%
5011230	Salaries, Classified	1,775,060.95	2,032,010.00	256,949.05	87.35%
5011250	Salaries, Overtime	25,867.90	-	(25,867.90)	0.00%
	<b>Total Salaries</b>	<b>1,892,595.49</b>	<b>2,032,010.00</b>	<b>139,414.51</b>	<b>93.14%</b>
<b>5011300</b>	<b>Special Payments</b>				
5011310	Bonuses and Incentives	1,350.00	-	(1,350.00)	0.00%
5011360	Deferred Compnstrn Match Pmts	8,280.00	16,240.00	7,950.00	51.05%
	<b>Total Special Payments</b>	<b>9,640.00</b>	<b>16,240.00</b>	<b>6,600.00</b>	<b>59.36%</b>
<b>5011400</b>	<b>Wages</b>				
5011410	Wages, General	199,448.68	307,998.00	108,547.32	64.76%
	<b>Total Wages</b>	<b>199,448.68</b>	<b>307,998.00</b>	<b>108,547.32</b>	<b>64.76%</b>
<b>5011530</b>	<b>Short-term Disability Benefits</b>	<b>35,055.18</b>	<b>-</b>	<b>(35,055.18)</b>	<b>0.00%</b>
	<b>Total Disability Benefits</b>	<b>35,055.18</b>	<b>-</b>	<b>(35,055.18)</b>	<b>0.00%</b>
<b>5011600</b>	<b>Terminatn Personal Svce Costs</b>				
5011620	Salaries, Annual Leave Balanc	33,897.57	-	(33,897.57)	0.00%
5011640	Salaries, Cmp Leave Balances	177.80	-	(177.80)	0.00%

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	Amount			% of Budget
		Amount	Budget	Under/(Over)	
5011660	Defined Contribution Match - Hy	10,960.47	-	(10,960.47)	0.00%
	Total Terminatn Personal Svcs Costs	45,035.64	-	(45,035.64)	0.00%
5011930	Turnover/Vacancy Benefits	-	-	-	0.00%
	Total Personal Services	3,033,668.54	3,368,483.00	334,814.46	90.06%
5012000	Contractual Svcs				
5012100	Communication Services				
5012110	Express Services	509.92	4,395.00	3,885.08	11.60%
5012120	Outbound Freight Services	1,311.77	10.00	(1,301.77)	13117.70%
5012130	Messenger Services	1,619.33	-	(1,619.33)	0.00%
5012140	Postal Services	127,315.49	85,633.00	(41,682.49)	148.68%
5012150	Printing Services	2,157.13	1,322.00	(835.13)	163.17%
5012160	Telecommunications Svcs (VITA)	15,676.33	21,910.00	6,233.67	71.55%
5012170	Telecomm. Svcs (Non-State)	540.00	-	(540.00)	0.00%
5012190	Inbound Freight Services	723.25	17.00	(706.25)	4254.41%
	Total Communication Services	149,853.22	113,287.00	(36,566.22)	132.28%
5012200	Employee Development Services				
5012210	Organization Memberships	9,285.00	8,764.00	(521.00)	105.94%
5012220	Publication Subscriptions	127.00	120.00	(7.00)	105.83%
5012240	Employee Training/Workshop/Conf	2,173.00	482.00	(1,691.00)	450.83%
	Total Employee Development Services	11,585.00	9,366.00	(2,219.00)	123.69%
5012300	Health Services				
5012360	X-ray and Laboratory Services	-	4,232.00	4,232.00	0.00%
	Total Health Services	-	4,232.00	4,232.00	0.00%
5012400	Mgmnt and Informational Svcs				
5012420	Fiscal Services	128,739.95	197,340.00	68,600.05	65.24%
5012440	Management Services	1,763.33	370.00	(1,393.33)	476.58%
5012460	Public Infrmtnl & Relatn Svcs	54.95	49.00	(5.95)	112.14%
5012470	Legal Services	6,896.37	5,616.00	(1,280.37)	122.80%
5012480	Media Services	2,393.20	-	(2,393.20)	0.00%
	Total Mgmnt and Informational Svcs	139,847.80	203,375.00	63,527.20	68.76%
5012500	Repair and Maintenance Svcs				
5012520	Electrical Repair & Maint Srvc	882.96	-	(882.96)	0.00%
5012530	Equipment Repair & Maint Srvc	9,210.59	3,001.00	(6,209.59)	306.92%
5012560	Mechanical Repair & Maint Srvc	382.50	369.00	(13.50)	103.66%
	Total Repair and Maintenance Svcs	10,476.05	3,370.00	(7,106.05)	310.86%
5012600	Support Services				
5012630	Clerical Services	226,697.59	317,088.00	90,390.41	71.49%
5012640	Food & Dietary Services	14,702.31	-	(14,702.31)	0.00%
5012660	Manual Labor Services	44,836.24	38,508.00	(6,328.24)	116.43%
5012670	Production Services	186,827.03	158,515.00	(28,312.03)	117.86%
5012680	Skilled Services	940,650.90	1,164,774.00	224,123.10	80.76%
	Total Support Services	1,413,714.07	1,678,885.00	265,170.93	84.21%
5012700	Technical Services				

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	Amount	Budget	Amount Under/(Over)	
				Budget	% of Budget
5012780	VITA InT Int Cost Goods&Svs	565.10	-	(565.10)	0.00%
5012790	Computer Software Dvp Svs	74,300.63	31,000.00	(43,300.63)	239.68%
	<b>Total Technical Services</b>	<b>74,865.73</b>	<b>31,000.00</b>	<b>(43,865.73)</b>	<b>241.50%</b>
5012800	Transportation Services				
5012820	Travel, Personal Vehicle	3,991.37	5,260.00	1,268.63	75.88%
5012830	Travel, Public Carriers	-	1.00	1.00	0.00%
5012840	Travel, State Vehicles	479.34	2,454.00	1,974.66	19.53%
5012850	Travel, Subsistence & Lodging	3,478.47	6,635.00	3,156.53	52.43%
5012880	Trvl, Meal Reimb- Not Rprtbl	2,793.00	3,597.00	804.00	77.65%
	<b>Total Transportation Services</b>	<b>10,742.18</b>	<b>17,947.00</b>	<b>7,204.82</b>	<b>59.88%</b>
	<b>Total Contractual Svs</b>	<b>1,811,084.05</b>	<b>2,061,462.00</b>	<b>250,377.95</b>	<b>87.85%</b>
5013000	Supplies And Materials				
5013100	Administrative Supplies				
5013120	Office Supplies	29,843.15	11,696.00	(18,147.15)	255.16%
5013130	Stationery and Forms	-	3,790.00	3,790.00	0.00%
	<b>Total Administrative Supplies</b>	<b>29,843.15</b>	<b>15,486.00</b>	<b>(14,357.15)</b>	<b>192.71%</b>
5013300	Manufactrg and Merch Supplies				
5013350	Packaging & Shipping Supplies	-	99.00	99.00	0.00%
	<b>Total Manufactrg and Merch Supplies</b>	<b>-</b>	<b>99.00</b>	<b>99.00</b>	<b>0.00%</b>
5013500	Repair and Maint. Supplies				
5013510	Building Repair & Maint Materl	1,157.00	-	(1,157.00)	0.00%
5013520	Custodial Repair & Maint Matri	42.17	29.00	(13.17)	145.41%
5013530	Electrcal Repair & Maint Matri	10.69	-	(10.69)	0.00%
	<b>Total Repair and Maint. Supplies</b>	<b>1,209.86</b>	<b>29.00</b>	<b>(1,180.86)</b>	<b>4171.93%</b>
5013600	Residential Supplies				
5013620	Food and Dietary Supplies	597.41	408.00	(189.41)	148.42%
5013630	Food Service Supplies	124.28	1,108.00	983.72	11.22%
5013640	Laundry and Linen Supplies	166.62	22.00	(144.62)	757.36%
5013650	Personal Care Supplies	223.33	-	(223.33)	0.00%
	<b>Total Residential Supplies</b>	<b>1,111.64</b>	<b>1,538.00</b>	<b>426.36</b>	<b>72.28%</b>
5013700	Specific Use Supplies				
5013730	Computer Operating Supplies	179.51	182.00	2.49	98.63%
	<b>Total Specific Use Supplies</b>	<b>179.51</b>	<b>182.00</b>	<b>2.49</b>	<b>98.63%</b>
	<b>Total Supplies And Materials</b>	<b>32,344.16</b>	<b>17,334.00</b>	<b>(15,010.16)</b>	<b>186.59%</b>
5015000	Continuous Charges				
5015100	Insurance-Fixed Assets				
5015120	Automobile Liability	-	183.00	183.00	0.00%
5015160	Property Insurance	598.77	504.00	(94.77)	118.80%
	<b>Total Insurance-Fixed Assets</b>	<b>598.77</b>	<b>667.00</b>	<b>68.23</b>	<b>89.77%</b>
5015300	Operating Lease Payments				
5015340	Equipment Rentals	8,821.95	9,014.00	192.05	97.87%
5015350	Building Rentals	576.40	-	(576.40)	0.00%

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	Amount	Budget	Amount Under/(Over)	
				Budget	% of Budget
5015360	Land Rentals	-	275.00	275.00	0.00%
5015390	Building Rentals - Non State	186,369.05	167,873.00	(18,496.05)	111.02%
	<b>Total Operating Lease Payments</b>	<b>186,369.05</b>	<b>167,873.00</b>	<b>(18,496.05)</b>	<b>111.02%</b>
5015400	Service Charges				
5015460	SPCC And EEI Check Fees	5.00	5.00	5.00	0.00%
	<b>Total Service Charges</b>	<b>5.00</b>	<b>5.00</b>	<b>5.00</b>	<b>0.00%</b>
5015500	Insurance-Operations				
5015510	General Liability Insurance	2,149.16	1,897.00	(252.16)	113.29%
5015540	Surety Bonds	126.81	112.00	(14.81)	113.22%
	<b>Total Insurance-Operations</b>	<b>2,275.97</b>	<b>2,009.00</b>	<b>(266.97)</b>	<b>113.29%</b>
	<b>Total Continuous Charges</b>	<b>198,642.14</b>	<b>179,843.00</b>	<b>(18,799.14)</b>	<b>110.45%</b>
5022000	Equipment				
5022100	Computer Hardware & Software				
5022170	Other Computer Equipment	13,155.75	-	(13,155.75)	0.00%
5022180	Computer Software Purchases	1,136.10	-	(1,136.10)	0.00%
	<b>Total Computer Hardware &amp; Software</b>	<b>14,291.85</b>	<b>-</b>	<b>(14,291.85)</b>	<b>0.00%</b>
5022200	Educational & Cultural Equip				
5022240	Reference Equipment	500.00	1,123.00	623.00	44.52%
	<b>Total Educational &amp; Cultural Equip</b>	<b>500.00</b>	<b>1,123.00</b>	<b>623.00</b>	<b>44.52%</b>
5022300	Electronic & Photographic Equip				
5022380	Electronic & Photo Equip Impr	-	1,666.00	1,666.00	0.00%
	<b>Total Electronic &amp; Photographic Equip</b>	<b>-</b>	<b>1,666.00</b>	<b>1,666.00</b>	<b>0.00%</b>
5022600	Office Equipment				
5022610	Office Appurtenances	-	202.00	202.00	0.00%
5022620	Office Furniture	19,399.87	26,097.00	6,697.13	74.34%
5022630	Office Incidentals	-	75.00	75.00	0.00%
	<b>Total Office Equipment</b>	<b>19,399.87</b>	<b>26,374.00</b>	<b>6,974.13</b>	<b>73.56%</b>
5022700	Specific Use Equipment				
5022710	Household Equipment	617.19	133.00	(484.19)	464.05%
	<b>Total Specific Use Equipment</b>	<b>617.19</b>	<b>133.00</b>	<b>(484.19)</b>	<b>464.05%</b>
	<b>Total Equipment</b>	<b>34,808.91</b>	<b>29,296.00</b>	<b>(5,512.91)</b>	<b>118.82%</b>
	<b>Total Expenditures</b>	<b>5,110,547.80</b>	<b>5,656,418.00</b>	<b>545,870.20</b>	<b>90.35%</b>
<b>Allocated Expenditures</b>					
20400	Nursing / Nurse Aid	86,711.08	125,243.96	38,532.88	69.23%
30100	Data Center	1,811,940.54	1,751,568.88	(60,371.67)	103.45%
30200	Human Resources	91,695.54	186,175.44	94,479.91	49.25%
30300	Finance	672,582.69	830,515.12	157,932.44	80.98%
30400	Director's Office	306,969.98	330,765.67	23,795.68	92.81%
30500	Enforcement	2,096,715.67	2,476,048.52	379,332.85	84.68%
30600	Administrative Proceedings	585,041.22	671,720.15	86,678.93	87.10%
30700	Impaired Practitioners	83,053.90	103,065.97	20,012.07	80.58%
30800	Attorney General	172,707.34	144,643.41	(28,063.92)	119.40%



Virginia Department of Health Professions  
 Revenue and Expenditures Summary  
 Department 10100 - Nursing  
 For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	Amount	Budget	Amount Under/(Over) Budget	
				Amount	% of Budget
30900	Board of Health Professions	221,366.82	266,543.69	45,177.07	83.05%
31100	Maintenance and Repairs	90.14	22,782.34	22,692.21	0.40%
31300	Emp. Recognition Program	8,317.09	4,130.59	(4,186.51)	201.35%
31400	Conference Center	2,041.63	1,993.25	(48.37)	102.43%
31500	Pgm Devlpmt & Implmntn	172,259.11	193,512.57	21,253.46	89.02%
<b>Total Allocated Expenditures</b>		<b>6,311,492.54</b>	<b>7,108,709.57</b>	<b>797,217.02</b>	<b>88.79%</b>
<b>Net Revenue in Excess (Shortfall) of Expenditures</b>		<b>\$ (1,457,509.84)</b>	<b>\$ (3,398,730.57)</b>	<b>\$ (1,941,220.72)</b>	<b>42.88%</b>

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	July	August	September	October	November	December	January
<b>4002400 Fee Revenue</b>								
4002401	Application Fee	179,230.00	159,105.00	136,420.00	179,640.00	176,270.00	158,973.00	170,115.00
4002402	Examination Fee	-	-	-	-	-	-	-
4002406	License & Renewal Fee	897,566.00	804,213.00	566,016.00	631,888.00	540,898.50	457,023.00	659,425.00
4002407	Dup. License Certificate Fee	2,415.00	2,400.00	1,800.00	2,565.00	1,965.00	1,980.00	2,890.00
4002409	Board Endorsement - Out	1,665.00	2,575.00	2,595.00	2,125.00	2,940.00	1,165.00	2,134.00
4002421	Monetary Penalty & Late Fees	26,616.00	24,878.00	24,615.00	27,760.00	20,635.00	19,977.00	24,890.00
4002432	Misc. Fee (Bad Check Fee)	105.00	140.00	35.00	-	105.00	70.00	105.00
	<b>Total Fee Revenue</b>	<b>913,647.00</b>	<b>798,061.00</b>	<b>737,601.00</b>	<b>848,568.00</b>	<b>748,893.50</b>	<b>641,558.00</b>	<b>864,119.00</b>
<b>4003000 Sales of Prop. &amp; Commodities</b>								
4003020	Misc. Sales-Dishonored Payments	120.00	170.00	200.00	-	1,149.00	50.00	130.00
	<b>Total Sales of Prop. &amp; Commodities</b>	<b>120.00</b>	<b>170.00</b>	<b>200.00</b>	<b>-</b>	<b>1,149.00</b>	<b>50.00</b>	<b>130.00</b>
<b>4009000 Other Revenue</b>								
4009060	Miscellaneous Revenue	6,600.00	-	2,200.00	4,400.00	2,200.00	-	4,400.00
	<b>Total Other Revenue</b>	<b>6,600.00</b>	<b>-</b>	<b>2,200.00</b>	<b>4,400.00</b>	<b>2,200.00</b>	<b>-</b>	<b>4,400.00</b>
	<b>Total Revenue</b>	<b>920,267.00</b>	<b>798,261.00</b>	<b>740,001.00</b>	<b>852,968.00</b>	<b>750,242.50</b>	<b>641,608.00</b>	<b>868,649.00</b>
<b>5011000 Personal Services</b>								
<b>5011100 Employee Benefits</b>								
5011110	Employer Retirement Contrib.	27,936.70	17,778.32	16,662.72	17,782.16	18,302.12	18,517.86	18,730.36
5011120	Fed Old-Age Ins- Sal St Emp	17,300.03	11,781.35	12,672.66	13,056.73	12,566.11	12,484.86	12,336.66
5011130	Fed Old-Age Ins- Wage Earners	1,819.00	-	-	-	-	-	-
5011140	Group Insurance	3,015.36	1,928.88	1,828.06	1,935.32	1,983.28	1,989.66	1,989.66
5011150	Medical/Hospitalization Ins.	46,551.00	31,348.00	30,659.00	31,888.00	31,888.00	31,888.00	31,888.00
5011160	Retiree Medical/Hospitalizatn	2,700.77	1,722.74	1,632.68	1,728.48	1,771.32	1,777.02	1,777.02
5011170	Long term Disability Ins	1,370.76	856.10	808.38	859.16	881.86	884.88	884.88
	<b>Total Employee Benefits</b>	<b>101,662.36</b>	<b>66,192.55</b>	<b>65,042.66</b>	<b>68,029.01</b>	<b>68,171.85</b>	<b>68,321.44</b>	<b>68,385.74</b>
<b>5011200 Salaries</b>								
5011230	Salaries, Classified	202,898.61	137,804.56	124,457.88	152,368.87	142,928.96	139,239.24	138,977.21

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	July	August	September	October	November	December	January
5011250	Salaries, Overtime	4,011.45	899.88	388.02	1,518.08	516.09	1,851.18	1,571.88
	Total Salaries	220,460.05	147,871.08	134,012.36	163,053.41	152,611.71	150,257.08	149,715.85
5011310	Bonuses and Incentives	-	-	-	-	-	-	-
5011340	Specified Per Diem Payment	-	-	-	-	-	-	-
5011380	Deferred Comprstn Match Pmts	830.00	840.00	820.00	840.00	880.00	880.00	880.00
	Total Special Payments	830.00	840.00	820.00	840.00	880.00	880.00	880.00
5011400	Wages							
5011410	Wages, General	23,777.78	11,482.20	14,087.53	13,047.91	17,994.99	16,074.35	14,644.22
	Total Wages	23,777.78	11,482.20	14,087.53	13,047.91	17,994.99	16,074.35	14,644.22
5011800	Terminatn Personal Svcs Costs							
5011820	Salaries, Annual Leave Balanc	-	-	14,918.40	-	-	-	-
5011860	Defined Contribution Match - Hy	1,240.29	828.88	828.88	928.98	928.98	876.98	876.98
	Total Terminatn Personal Svcs Costs	1,240.29	828.88	15,922.88	928.98	928.98	876.98	876.98
	Total Personal Services	394,130.03	228,246.79	238,735.49	247,095.94	240,385.51	239,898.32	237,834.57
5012000	Contractual Svcs							
5012100	Communication Services							
5012110	Express Services	339.05	222.88	(222.88)	-	-	-	-
5012120	Outbound Freight Services	-	-	-	-	-	-	-
5012130	Messenger Services	-	-	634.78	228.75	313.49	108.73	160.71
5012140	Postal Services	10,787.49	11,835.81	15,576.38	9,400.32	6,603.70	12,493.88	8,703.25
5012150	Printing Services	-	-	1,814.18	117.50	48.00	-	-
5012160	Telecommunications Svcs (VITA)	1,099.10	2,279.96	1,122.81	1,104.04	1,103.85	1,181.48	1,260.64
5012170	Telecomm. Svcs (Non-State)	87.50	45.00	45.00	45.00	45.00	45.00	45.00
5012180	Inbound Freight Services	4.75	-	81.09	11.07	25.89	-	94.81
	Total Communication Services	12,297.89	14,383.45	18,831.14	10,904.68	8,139.93	13,829.09	8,254.41
5012200	Employee Development Services							
5012210	Organization Memberships	6,000.00	-	-	-	105.00	-	275.00
5012240	Employee Training/Workshop/Conf	-	-	140.00	5,273.00	(3,300.00)	-	-
	Total Employee Development Services	6,000.00	-	140.00	5,273.00	(3,195.00)	-	275.00

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	July	August	September	October	November	December	January
5012400	Mgmt and Informational Svcs							
5012420	Fiscal Services	21,694.97	200.00	12,550.29	24,083.48	365.00	11,703.46	10,498.72
5012430	Attorney Services	-	-	-	-	-	-	-
5012440	Management Services	-	688.82	-	346.80	-	328.62	-
5012460	Public Infrmtnl & Relatin Svcs	-	-	-	-	-	54.85	-
5012470	Legal Services	-	1,755.00	-	1,560.00	-	1,140.00	555.12
	Total Mgmt and Informational Svcs	21,694.97	2,641.82	12,550.29	25,970.28	365.00	14,922.23	11,053.84
5012500	Repair and Maintenance Svcs							
5012530	Equipment Repair & Maint Srvc	-	-	-	-	10,841.32	(1,814.39)	(266.80)
	Total Repair and Maintenance Svcs	-	-	-	-	10,841.32	(1,801.89)	(116.80)
5012600	Support Services							
5012630	Clerical Services	22,316.66	22,637.73	20,133.71	11,330.27	28,110.89	15,138.50	19,896.91
5012640	Food & Dietary Services	153.86	1,702.39	711.39	1,774.89	1,420.85	1,129.57	179.84
5012660	Manual Labor Services	3,476.65	2,413.28	10,041.75	1,829.84	5,901.32	2,128.78	2,448.65
5012670	Production Services	22,745.44	11,497.61	16,391.79	9,398.52	12,750.34	11,648.44	12,220.95
5012680	Skilled Services	83,646.45	76,975.36	76,704.32	78,330.56	77,687.41	77,482.24	73,180.80
	Total Support Services	142,336.26	116,226.37	123,982.96	102,663.88	125,870.81	107,507.53	107,927.15
5012700	Technical Services							
5012790	Computer Software Dvp Svc	10,408.91	8,718.57	10,053.05	19,557.48	-	10,171.67	15,390.95
	Total Technical Services	10,408.91	8,718.57	10,053.05	20,122.58	-	10,171.67	15,390.95
5012800	Transportation Services							
5012820	Travel, Personal Vehicle	-	383.89	-	14.72	230.69	501.96	527.54
5012830	Travel, Public Carriers	-	-	-	-	-	-	-
5012850	Travel, Subsistence & Lodging	-	169.17	-	193.92	444.03	325.22	559.12
5012880	Trvl, Meal Reimb- Not Rprtbl	-	91.50	-	108.25	317.00	550.75	485.25
	Total Transportation Services	-	654.56	-	316.89	991.72	1,377.93	1,551.91
	Total Contractual Svcs	192,741.03	141,624.77	165,557.44	165,251.31	143,013.78	146,206.56	144,336.46

5013000 Supplies And Materials

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	July	August	September	October	November	December	January
5013100	Administrative Supplies							
5013120	Office Supplies	2,554.05	2,189.79	3,140.75	1,471.49	1,996.40	1,728.36	1,771.13
	Total Administrative Supplies	2,554.05	2,189.79	3,140.75	1,471.49	1,996.40	1,728.36	1,771.13
5013500	Repair and Maint. Supplies							
5013520	Custodial Repair & Maint Matri	-	-	-	-	-	-	37.31
5013530	Electrical Repair & Maint Matri	-	-	-	-	-	-	-
	Total Repair and Maint. Supplies	-	-	-	-	-	-	37.31
5013600	Residential Supplies							
5013620	Food and Dietary Supplies	-	93.09	165.03	-	319.80	-	-
5013630	Food Service Supplies	-	106.44	-	-	-	-	-
5013640	Laundry and Linen Supplies	-	-	-	-	-	-	-
5013650	Personal Care Supplies	-	-	-	-	-	-	-
	Total Residential Supplies	-	199.53	165.03	-	319.80	-	-
5013700	Specific Use Supplies							
5013730	Computer Operating Supplies	-	-	88.65	-	45.00	-	-
	Total Specific Use Supplies	-	-	88.65	-	45.00	-	-
	Total Supplies And Materials	2,554.05	2,389.32	3,394.43	1,471.49	2,361.20	1,728.36	1,808.44
5014000	Transfer Payments							
5014100	Awards, Contrib., and Claims							
5014150	Unemployment Comp Raimbursement	-	-	-	-	-	-	-
	Total Awards, Contrib., and Claims	-	-	-	-	-	-	-
	Total Transfer Payments	-	-	-	-	-	-	-
5015000	Continuous Charges							
5015100	Insurance-Fixed Assets							
5015160	Property Insurance	598.77	-	-	-	-	-	-
	Total Insurance-Fixed Assets	598.77	-	-	-	-	-	-
5015300	Operating Lease Payments							

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	July	August	September	October	November	December	January
5015340	Equipment Rentals	889.58	660.71	776.38	805.25	455.37	776.38	776.38
5015350	Building Rentals	-	138.60	-	-	138.60	-	-
5015390	Building Rentals - Non State	13,544.69	13,606.39	13,155.34	13,155.34	14,319.80	14,875.05	14,529.17
	Total Operating Lease Payments	14,234.27	14,405.70	13,931.72	13,960.59	14,913.77	15,451.43	15,305.55
5015500	Insurance-Operations							
5015510	General Liability Insurance	2,149.16	-	-	-	-	-	-
5015540	Surety Bonds	128.81	-	-	-	-	-	-
	Total Insurance-Operations	2,275.97	-	-	-	-	-	-
	Total Continuous Charges	17,109.01	14,405.70	13,931.72	13,960.59	14,913.77	15,451.43	15,305.55
5022000	Equipment							
5022170	Other Computer Equipment	1,646.00	-	-	-	-	730.00	-
	Total Computer Hardware & Software	1,646.00	-	-	-	-	730.00	1,136.10
5022200	Educational & Cultural Equip							
5022240	Reference Equipment	-	-	-	-	-	-	500.00
	Total Educational & Cultural Equip	-	-	-	-	-	-	500.00
5022620	Office Furniture	773.02	570.00	1,729.00	-	-	-	310.00
	Total Office Equipment	773.02	570.00	1,729.00	-	-	-	310.00
5022710	Household Equipment	-	269.95	-	-	-	-	-
	Total Specific Use Equipment	-	269.95	-	-	-	-	-
	Total Equipment	2,419.02	839.95	1,729.00	-	-	730.00	1,946.10
	Total Expenditures	578,963.14	387,488.53	423,348.06	427,779.33	400,674.26	404,014.67	401,231.12
	Allocated Expenditures							
20100	Behavioral Science Exec	-	-	-	-	-	-	-
20200	Opt/Vet-Med/ASLP Executive Dir	-	-	-	-	-	-	-
20400	Nursing / Nurse Aid	8,804.98	10,437.97	9,716.94	8,866.37	7,097.94	4,368.48	8,646.91

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	July	August	September	October	November	December	January
20800	Funeral/TLCAIPT	-	-	-	-	-	-	-
30100	Data Center	213,649.74	136,307.02	136,881.80	207,670.23	58,424.75	145,281.12	145,968.47
30200	Human Resources	11,827.59	1,351.87	1,405.21	54,327.57	8,718.03	1,240.13	1,329.35
30300	Finance	70,798.13	58,082.38	51,594.15	51,216.88	57,230.37	51,850.74	64,988.21
30400	Director's Office	37,830.33	24,838.52	24,308.72	24,539.02	24,858.27	23,983.85	24,309.93
30500	Enforcement	245,181.39	185,881.48	181,325.24	168,829.47	184,733.81	178,584.00	189,408.92
30600	Administrative Proceedings	58,881.35	48,782.22	60,036.41	47,837.98	34,747.53	47,850.78	51,218.89
30700	Impaired Practitioners	8,872.85	5,815.38	5,818.20	8,224.04	5,729.18	5,648.73	8,638.15
30800	Attorney General	-	-	43,178.83	43,178.83	-	-	43,178.83
30800	Board of Health Professions	23,840.04	21,823.88	17,971.23	20,887.89	19,420.41	12,274.13	18,533.21
31000	SRTA	-	-	-	-	-	-	-
31100	Maintenance and Repairs	-	-	-	-	-	-	-
31300	Emp. Recognition Program	31.13	-	-	144.88	41.31	387.78	-
31400	Conference Center	88.84	230.89	113.28	89.33	178.49	48.79	891.48
31600	Pgm Developmt & Implementn	27,444.32	16,190.17	18,278.25	14,143.48	18,309.57	12,472.85	10,585.04
98700	Cash Transfers	-	-	-	-	-	-	-
	Total Allocated Expenditures	704,710.50	487,519.14	530,228.34	648,533.34	419,489.66	481,952.38	568,652.42
	Net Revenue in Excess (Shortfall) of Expenditures	\$ (383,388.84)	\$ (75,744.87)	\$ (213,573.42)	\$ (224,344.87)	\$ (69,921.42)	\$ (244,359.05)	\$ (101,234.54)

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
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For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	February	March	April	May	June	Total
<b>4002400</b>	<b>Fees Revenue</b>						
4002401	Application Fee	190,235.00	218,175.00	355,368.00	257,195.00	192,633.00	2,373,359.00
4002402	Examination Fee	-	-	-	-	-	-
4002406	License & Renewal Fee	565,404.00	624,674.00	460,173.00	651,070.00	877,761.00	7,136,111.50
4002407	Dup. License Certificate Fee	2,070.00	2,330.00	2,210.00	2,050.00	2,125.00	26,600.00
4002409	Board Endorsement - Out	1,606.00	2,325.00	2,474.00	2,311.00	1,925.00	25,830.00
4002421	Monetary Penalty & Late Fees	29,206.00	28,354.00	23,650.00	20,425.00	20,970.00	289,976.00
4002432	Misc. Fee (Bad Check Fee)	70.00	35.00	70.00	105.00	95.00	935.00
	<b>Total Fee Revenue</b>	<b>792,841.00</b>	<b>889,353.00</b>	<b>848,025.00</b>	<b>938,586.00</b>	<b>901,224.00</b>	<b>9,912,416.50</b>
<b>4003000</b>	<b>Sales of Prop. &amp; Commodities</b>						
4003020	Misc. Sales-Dishonored Payments	145.00	-	180.00	20.00	50.00	2,214.00
	<b>Total Sales of Prop. &amp; Commodities</b>	<b>145.00</b>	<b>-</b>	<b>180.00</b>	<b>20.00</b>	<b>50.00</b>	<b>2,214.00</b>
<b>4009000</b>	<b>Other Revenue</b>						
4009060	Miscellaneous Revenue	11,000.00	8,800.00	5,900.00	4,400.00	-	49,900.00
	<b>Total Other Revenue</b>	<b>11,000.00</b>	<b>8,800.00</b>	<b>5,900.00</b>	<b>4,400.00</b>	<b>-</b>	<b>49,900.00</b>
	<b>Total Revenue</b>	<b>803,986.00</b>	<b>898,153.00</b>	<b>854,105.00</b>	<b>943,016.00</b>	<b>901,274.00</b>	<b>9,964,530.50</b>
<b>5011000</b>	<b>Personal Services</b>						
<b>5011100</b>	<b>Employee Benefits</b>						
5011110	Employer Retirement Contrib.	18,417.88	24,683.74	21,631.48	19,578.66	9,864.32	229,866.30
5011120	Fed Old-Age Ins- Sal St Emp	12,851.45	15,747.84	14,172.00	14,765.00	7,702.41	157,437.10
5011130	Fed Old-Age Ins- Wage Earners	-	-	-	-	-	1,819.00
5011140	Group Insurance	1,959.84	2,551.51	2,255.62	2,053.16	1,039.85	24,524.00
5011150	Medical/Hospitalization Ins.	31,437.50	45,116.50	35,392.00	32,934.00	16,467.00	397,466.00
5011160	Retiree Medical/Hospitalizatn	1,750.21	2,279.01	2,014.82	1,833.78	923.37	21,911.22
5011170	Long term Disability Ins	884.88	1,179.92	1,040.06	943.34	475.11	11,069.33
	<b>Total Employee Benefits</b>	<b>67,885.91</b>	<b>91,948.10</b>	<b>76,895.56</b>	<b>72,497.52</b>	<b>36,660.85</b>	<b>851,893.55</b>
<b>5011200</b>	<b>Salaries</b>						
5011230	Salaries, Classified	150,386.67	192,544.83	162,873.24	154,195.83	76,585.45	1,775,060.95



Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	February	March	April	May	June	Total
5011250	Salaries, Overtime	3,105.46	2,681.33	4,642.48	2,805.20	1,876.76	25,867.90
	Total Salaries	160,367.13	199,809.50	172,099.07	161,584.37	80,753.88	1,882,596.48
5011310	Bonuses and Incentives	-	-	-	1,350.00	-	1,350.00
5011340	Specified Per Diem Payment	-	-	-	-	-	-
5011380	Deferred Compnsn Match Pmts	670.00	1,040.00	700.00	680.00	330.00	6,280.00
	Total Special Payments	670.00	1,040.00	700.00	2,030.00	330.00	9,840.00
5011400	Wages						-
5011410	Wages, General	13,855.70	13,037.99	17,482.24	21,082.22	22,901.55	199,448.68
	Total Wages	13,855.70	13,037.99	17,482.24	21,082.22	22,901.55	199,448.68
5011600	Terminatn Personal Svce Costs						-
5011620	Salaries, Annual Leave Balanc	-	-	3,029.25	15,949.92	-	33,897.57
5011660	Defined Contribution Match - Hy	876.96	1,028.28	1,066.36	991.36	495.68	10,980.47
	Total Terminatn Personal Svce Costs	876.96	1,028.28	4,095.61	16,941.28	495.68	48,035.64
	Total Personal Services	243,906.42	306,863.85	271,252.48	274,135.39	141,183.75	3,033,668.54
5012000	Contractual Svcs						-
5012100	Communication Services						-
5012110	Express Services	170.87	-	-	-	-	509.82
5012120	Outbound Freight Services	-	350.16	243.03	450.01	288.57	1,311.77
5012130	Messenger Services	184.87	-	-	-	-	1,619.33
5012140	Postal Services	8,736.64	10,629.37	9,091.98	11,117.61	14,339.26	127,316.48
5012150	Printing Services	-	58.75	165.97	141.00	11.75	2,157.13
5012160	Telecommunications Svcs (VITA)	1,272.41	1,311.52	1,315.82	1,312.93	1,311.97	18,676.33
5012170	Telecomm. Svcs (Non-Stats)	45.00	45.00	45.00	45.00	22.50	540.00
5012190	Inbound Freight Services	-	162.79	141.55	119.33	101.97	723.26
	Total Communication Services	10,408.79	12,557.59	11,003.35	13,185.88	16,056.02	149,863.22
5012200	Employee Development Services						-
5012210	Organization Memberships	-	105.00	-	2,800.00	-	9,285.00
5012240	Employee Training/Workshop/Conf	-	-	80.00	-	-	2,173.00
	Total Employee Development Services	127.00	105.00	80.00	2,800.00	-	11,595.00

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	February	March	April	May	June	Total
5012400	Mgmt and Informational Svcs						
5012420	Fiscal Services	8,749.74	14,160.05	-	24,489.24	275.00	128,739.95
5012430	Attorney Services	-	-	-	-	-	-
5012440	Management Services	157.43	-	90.43	-	153.23	1,763.33
5012460	Public Infrmtl & Retain Svcs	-	-	-	-	-	54.95
5012470	Legal Services	433.75	727.50	315.00	-	410.00	8,896.37
	Total Mgmt and Informational Svcs	9,340.92	14,877.55	1,103.43	24,489.24	838.23	139,847.80
5012500	Repair and Maintenance Svcs						
5012530	Equipment Repair & Maint Srvc	-	-	470.46	-	-	9,210.59
	Total Repair and Maintenance Svcs	480.00	402.98	470.46	-	-	10,476.05
5012800	Support Services						
5012830	Clerical Services	13,817.18	14,330.92	14,779.98	22,477.18	21,727.48	226,697.59
5012840	Food & Dietary Services	2,073.10	813.38	1,981.11	621.08	2,140.85	14,702.31
5012860	Manual Labor Services	2,606.77	6,956.81	2,320.91	2,427.78	2,284.10	44,836.24
5012870	Production Services	17,111.30	16,776.81	15,817.37	18,751.33	21,717.13	186,827.03
5012880	Skilled Services	82,371.75	75,135.46	78,683.92	74,259.22	76,213.41	940,680.90
	Total Support Services	117,980.10	114,013.18	113,583.27	118,536.59	124,082.97	1,413,714.07
5012700	Technical Services						
5012790	Computer Software Dvp Svs	-	-	-	-	-	74,300.63
	Total Technical Services	-	-	-	-	-	74,300.63
5012800	Transportation Services						
5012820	Travel, Personal Vehicle	-	718.26	945.51	279.48	379.32	3,991.37
5012830	Travel, Public Carriers	-	-	-	-	-	-
5012850	Travel, Subsistence & Lodging	-	746.71	649.74	390.56	-	3,478.47
5012880	Trvl, Meal Reimb- Not Rptble	-	549.25	338.75	185.75	188.50	2,793.00
	Total Transportation Services	-	2,303.44	1,932.00	1,045.91	567.82	10,742.18
	Total Contractual Svcs	138,337.81	144,259.72	128,152.51	160,057.62	141,545.04	1,811,084.05
5013000	Supplies And Materials						

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	February	March	April	May	June	Total
5013100	Administrative Supplies						-
5013120	Office Supplies	2,632.36	2,314.00	2,559.81	4,787.49	2,717.72	29,843.15
	Total Administrative Supplies	2,632.36	2,314.00	2,559.81	4,787.49	2,717.72	29,843.15
5013500	Repair and Maint. Supplies						
5013520	Custodial Repair & Maint Matri	-	-	-	-	4.86	42.17
5013530	Electrical Repair & Maint Matri	10.69	-	-	-	-	10.69
	Total Repair and Maint. Supplies	10.69	-	1,187.00	-	4.86	1,209.86
5013800	Residential Supplies						
5013820	Food and Dietary Supplies	19.49	-	-	-	-	597.41
5013830	Food Service Supplies	-	-	-	-	17.84	124.26
5013840	Laundry and Linen Supplies	55.70	-	110.92	-	-	166.62
5013850	Personal Care Supplies	-	131.40	-	91.93	-	223.33
	Total Residential Supplies	75.19	131.40	110.92	91.93	17.84	1,111.64
5013700	Specific Use Supplies						
5013730	Computer Operating Supplies	-	-	35.38	-	10.48	179.51
	Total Specific Use Supplies	-	-	35.38	-	10.48	179.51
	Total Supplies And Materials	2,718.24	2,445.40	3,862.91	4,879.42	2,750.80	32,344.16
5014000	Transfer Payments						
5014100	Awards, Contrib., and Claims						
5014150	Unemployment Comp Reimbursamt	-	-	-	-	-	-
	Total Awards, Contrib., and Claims	-	-	-	-	-	-
	Total Transfer Payments	-	-	-	-	-	-
5015000	Continuous Charges						
5015100	Insurance-Fixed Assets						
5015180	Property Insurance	-	-	-	-	-	596.77
	Total Insurance-Fixed Assets	-	-	-	-	-	596.77
5015300	Operating Lease Payments						

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	February	March	April	May	June	Total
5015340	Equipment Rentals	776.38	776.38	-	1,552.76	776.38	8,821.95
5015350	Building Rentals	144.60	-	-	-	154.60	576.40
5015390	Building Rentals - Non State	15,620.55	15,621.71	23,887.42	18,220.69	16,032.90	186,369.05
	Total Operating Lease Payments	16,541.53	16,398.09	23,887.42	19,773.45	16,963.88	195,767.40
5015500	Insurance-Operations						
5015510	General Liability Insurance	-	-	-	-	-	2,149.16
5015540	Surety Bonds	-	-	-	-	-	126.81
	Total Insurance-Operations	-	-	-	-	-	2,275.97
	Total Continuous Charges	16,541.53	16,398.09	23,887.42	19,773.45	16,963.88	198,042.14
5022000	Equipment						
5022170	Other Computer Equipment	487.50	-	975.00	9,317.25	-	13,156.75
	Total Computer Hardware & Software	487.50	-	975.00	9,317.25	-	14,291.85
5022200	Educational & Cultural Equip						
5022240	Reference Equipment	-	-	-	-	-	500.00
	Total Educational & Cultural Equip	-	-	-	-	-	500.00
5022620	Office Furniture	360.00	8,888.02	2,280.00	1,402.83	3,087.00	19,399.87
	Total Office Equipment	360.00	8,888.02	2,280.00	1,402.83	3,087.00	19,399.87
5022710	Household Equipment	-	-	295.19	52.05	-	617.19
	Total Specific Use Equipment	-	-	295.19	52.05	-	617.19
	Total Equipment	847.50	8,888.02	3,550.19	10,772.13	3,087.00	34,908.91
	Total Expenditures	402,351.50	478,855.08	430,705.61	469,818.01	305,530.57	5,110,547.80
	Allocated Expenditures						
20100	Behavioral Science Exec	-	-	-	-	-	-
20200	Opt/Vet-Med/ASLP Executive Dir	-	-	-	-	-	-
20400	Nursing / Nurse Aid	5,389.29	5,632.75	7,065.63	5,180.87	5,502.95	86,711.08

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 10100 - Nursing  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	February	March	April	May	June	Total
20800	Funeral/LTCAIPT	-	-	-	-	-	-
30100	Data Center	221,716.29	139,492.41	141,773.87	220,878.58	44,415.17	1,811,940.54
30200	Human Resources	1,583.99	2,128.55	3,287.54	3,744.54	951.34	81,885.54
30300	Finance	54,216.89	61,210.24	56,498.50	61,270.03	35,868.36	672,582.89
30400	Director's Office	24,475.82	26,120.93	26,770.87	26,798.86	16,158.85	306,989.89
30500	Enforcement	174,392.11	183,329.02	173,114.89	183,915.71	90,239.83	2,086,715.87
30600	Administrative Proceedings	56,623.33	53,417.44	57,222.28	44,562.37	25,882.65	585,041.22
30700	Impaired Practitioners	5,707.95	6,152.87	12,257.13	6,392.09	3,196.54	83,063.90
30800	Attorney General	-	-	43,178.83	-	-	172,707.34
30900	Board of Health Professions	19,385.43	17,308.83	22,566.44	19,301.24	8,454.30	221,366.62
31000	SRTA	-	-	-	-	-	-
31100	Maintenance and Repairs	90.14	-	-	-	-	90.14
31300	Emp. Recognition Program	-	19.10	778.98	5,354.68	1,559.47	8,317.09
31400	Conference Center	155.02	86.37	50.36	153.70	(14.80)	2,041.63
31500	Pgm Developmnt & Implemnt	10,824.12	10,980.50	11,872.16	12,680.87	8,497.78	172,289.11
98700	Cash Transfers	-	-	-	-	-	-
	Total Allocated Expenditures	574,560.38	507,888.81	556,435.29	590,033.54	240,490.74	8,311,482.54
	Net Revenue in Excess (Shortfall) of Expenditures	\$ (172,925.88)	\$ (97,590.89)	\$ (133,035.80)	\$ (116,835.55)	\$ 355,252.89	(1,467,509.84)

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 11200 - Certified Nurse Aides  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	Amount	Budget	Amount Under/(Over) Budget	% of Budget
<b>4002400</b>	<b>Fee Revenue</b>				
4002401	Application Fee	1,975.00	300.00	(1,675.00)	658.33%
4002406	License & Renewal Fee	1,193,810.00	1,174,080.00	(19,730.00)	101.88%
4002421	Monetary Penalty & Late Fees	-	330.00	330.00	0.00%
4002432	Misc. Fee (Bad Check Fee)	665.00	700.00	35.00	95.00%
	<b>Total Fee Revenue</b>	<b>1,196,450.00</b>	<b>1,175,410.00</b>	<b>(21,040.00)</b>	<b>101.79%</b>
<b>4003000</b>	<b>Sales of Prop. &amp; Commodities</b>				
4003007	Sales of Goods/Svcs to State	513,938.90	541,000.00	27,061.10	95.00%
4003020	Misc. Sales-Dishonored Payments	430.00	-	(430.00)	0.00%
	<b>Total Sales of Prop. &amp; Commodities</b>	<b>514,368.90</b>	<b>541,000.00</b>	<b>26,631.10</b>	<b>95.08%</b>
<b>4009000</b>	<b>Other Revenue</b>				
	<b>Total Revenue</b>	<b>1,710,818.90</b>	<b>1,716,410.00</b>	<b>5,591.10</b>	<b>99.67%</b>
<b>5011110</b>	<b>Employer Retirement Contrib.</b>	7,498.04	10,057.00	2,558.96	74.56%
5011120	Fed Old-Age Ins- Sal St Emp	13,571.74	5,690.00	(7,881.74)	238.52%
5011130	Fed Old-Age Ins- Wage Earners	787.16	5,223.00	4,435.84	15.07%
5011140	Group Insurance	784.46	974.00	189.54	80.54%
5011150	Medical/Hospitalization Ins.	14,063.50	22,992.00	8,928.50	61.17%
5011160	Retiree Medical/Hospitalizatn	700.75	870.00	169.25	80.55%
5011170	Long term Disability Ins	371.96	461.00	89.04	80.69%
	<b>Total Employee Benefits</b>	<b>37,777.61</b>	<b>46,267.00</b>	<b>8,489.39</b>	<b>81.65%</b>
<b>5011200</b>	<b>Salaries</b>				
5011230	Salaries, Classified	58,651.88	74,383.00	15,731.12	78.85%
5011250	Salaries, Overtime	3,275.70	-	(3,275.70)	0.00%
	<b>Total Salaries</b>	<b>61,927.58</b>	<b>74,383.00</b>	<b>12,455.42</b>	<b>83.26%</b>
<b>5011300</b>	<b>Special Payments</b>				
5011310	Bonuses and Incentives	1,500.00	-	(1,500.00)	0.00%
5011380	Deferred Compnstrn Match Pmnts	-	960.00	960.00	0.00%
	<b>Total Special Payments</b>	<b>1,500.00</b>	<b>960.00</b>	<b>(540.00)</b>	<b>156.25%</b>
<b>5011400</b>	<b>Wages</b>				
5011410	Wages, General	130,191.44	118,269.00	(11,922.44)	110.08%
	<b>Total Wages</b>	<b>130,191.44</b>	<b>118,269.00</b>	<b>(11,922.44)</b>	<b>110.08%</b>
<b>5011600</b>	<b>Terminatn Personal Svce Costs</b>				
5011660	Defined Contribution Match - Hy	598.84	-	(598.84)	0.00%
	<b>Total Terminatn Personal Svce Costs</b>	<b>598.84</b>	<b>-</b>	<b>(598.84)</b>	<b>0.00%</b>
<b>5011930</b>	<b>Turnover/Vacancy Benefits</b>				
	<b>Total Personal Services</b>	<b>231,995.47</b>	<b>239,879.00</b>	<b>7,883.53</b>	<b>96.71%</b>
<b>5012000</b>	<b>Contractual Svcs</b>				
<b>5012100</b>	<b>Communication Services</b>				
5012120	Outbound Freight Services	5.58	-	(5.58)	0.00%
5012140	Postal Services	51,273.44	32,117.00	(19,156.44)	159.65%
5012150	Printing Services	221.69	276.00	54.31	80.32%
5012160	Telecommunications Svcs (VITA)	350.82	2,500.00	2,149.18	14.03%

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 11200 - Certified Nurse Aides  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	Amount	Budget	Amount	% of Budget
				Under/(Over) Budget	
5012190	Inbound Freight Services	4.75	-	(4.75)	0.00%
	<b>Total Communication Services</b>	<b>51,856.28</b>	<b>34,893.00</b>	<b>(16,963.28)</b>	<b>148.62%</b>
5012300	Health Services				
5012360	X-ray and Laboratory Services	-	125.00	125.00	0.00%
	<b>Total Health Services</b>	<b>-</b>	<b>125.00</b>	<b>125.00</b>	<b>0.00%</b>
5012400	Mgmt and Informational Svcs	-			
5012420	Fiscal Services	19,974.88	24,920.00	4,945.12	80.16%
5012440	Management Services	284.86	530.00	245.14	53.75%
5012460	Public Infrmtnl & Relatn Svcs	-	10.00	10.00	0.00%
	<b>Total Mgmt and Informational Svcs</b>	<b>20,259.74</b>	<b>25,460.00</b>	<b>5,200.26</b>	<b>78.57%</b>
5012500	Repair and Maintenance Svcs				
5012530	Equipment Repair & Maint Srvc	1,546.95	-	(1,546.95)	0.00%
5012560	Mechanical Repair & Maint Srvc	-	72.00	72.00	0.00%
	<b>Total Repair and Maintenance Svcs</b>	<b>1,546.95</b>	<b>72.00</b>	<b>(1,474.95)</b>	<b>2148.54%</b>
5012600	Support Services				
5012660	Manual Labor Services	1,452.25	2,454.00	1,001.75	58.18%
5012670	Production Services	9,683.07	10,300.00	616.93	94.01%
5012680	Skilled Services	20,454.32	48,303.00	27,848.68	42.35%
	<b>Total Support Services</b>	<b>31,589.64</b>	<b>61,057.00</b>	<b>29,467.36</b>	<b>51.74%</b>
5012700	Technical Services				
5012780	VITA InT Int Cost Goods&Svs	2,435.83	-	(2,435.83)	0.00%
	<b>Total Technical Services</b>	<b>2,435.83</b>	<b>-</b>	<b>(2,435.83)</b>	<b>0.00%</b>
5012800	Transportation Services				
5012820	Travel, Personal Vehicle	6,431.99	6,893.00	461.01	93.31%
5012830	Travel, Public Carriers	176.06	-	(176.06)	0.00%
5012840	Travel, State Vehicles	593.99	310.00	(283.99)	191.61%
5012850	Travel, Subsistence & Lodging	1,271.28	912.00	(359.28)	139.39%
5012880	Trvl, Meal Reimb- Not Rprtblc	789.00	528.00	(261.00)	149.43%
	<b>Total Transportation Services</b>	<b>9,262.32</b>	<b>8,643.00</b>	<b>(619.32)</b>	<b>107.17%</b>
	<b>Total Contractual Svcs</b>	<b>116,950.56</b>	<b>130,250.00</b>	<b>13,299.44</b>	<b>89.79%</b>
5013000	Supplies And Materials				
5013100	Administrative Supplies				
5013120	Office Supplies	2,660.79	1,092.00	(1,568.79)	243.66%
5013130	Stationery and Forms	-	1,203.00	1,203.00	0.00%
	<b>Total Administrative Supplies</b>	<b>2,660.79</b>	<b>2,295.00</b>	<b>(365.79)</b>	<b>115.94%</b>
5013200	Energy Supplies				
5013230	Gasoline	76.23	-	(76.23)	0.00%
	<b>Total Energy Supplies</b>	<b>76.23</b>	<b>-</b>	<b>(76.23)</b>	<b>0.00%</b>
5013300	Manufctrng and Merch Supplies				
5013350	Packaging & Shipping Supplies	-	20.00	20.00	0.00%
	<b>Total Manufctrng and Merch Supplies</b>	<b>-</b>	<b>20.00</b>	<b>20.00</b>	<b>0.00%</b>
5013500	Repair and Maint. Supplies				
5013520	Custodial Repair & Maint Matr	7.46	-	(7.46)	0.00%

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 11200 - Certified Nurse Aides  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	Amount	Budget	Amount	
				Under/(Over)	% of Budget
5013530	Electrcal Repair & Maint Matri	1.89	-	(1.89)	0.00%
	Total Repair and Maint. Supplies	9.35	-	(9.35)	0.00%
5013600	Residential Supplies				
5013620	Food and Dietary Supplies	-	80.00	80.00	0.00%
5013630	Food Service Supplies	-	226.00	226.00	0.00%
5013640	Laundry and Linen Supplies	22.17	-	(22.17)	0.00%
5013650	Personal Care Supplies	16.27	-	(16.27)	0.00%
	Total Residential Supplies	38.44	306.00	267.56	12.56%
5013700	Specific Use Supplies				
5013730	Computer Operating Supplies	8.11	-	(8.11)	0.00%
	Total Specific Use Supplies	8.11	-	(8.11)	0.00%
	Total Supplies And Materials	2,792.92	2,621.00	(171.92)	106.56%
5015000	Continuous Charges				
5015100	Insurance-Fixed Assets				
5015160	Property Insurance	105.98	106.00	0.02	99.98%
	Total Insurance-Fixed Assets	105.98	106.00	0.02	99.98%
5015300	Operating Lease Payments				
5015340	Equipment Rentals	7.94	-	(7.94)	0.00%
5015350	Building Rentals	62.40	-	(62.40)	0.00%
5015360	Land Rentals	-	50.00	50.00	0.00%
5015390	Building Rentals - Non State	31,675.90	29,916.00	(1,759.90)	105.88%
	Total Operating Lease Payments	31,746.24	29,966.00	(1,780.24)	105.94%
5015500	Insurance-Operations				
5015510	General Liability Insurance	380.39	399.00	18.61	95.34%
5015540	Surety Bonds	22.45	24.00	1.55	93.54%
	Total Insurance-Operations	402.84	423.00	20.16	95.23%
	Total Continuous Charges	32,255.06	30,495.00	(1,760.06)	105.77%
5022000	Equipment				
5022200	Educational & Cultural Equip				
5022240	Reference Equipment	-	162.00	162.00	0.00%
	Total Educational & Cultural Equip	-	162.00	162.00	0.00%
5022600	Office Equipment				
5022680	Office Equipment Improvements	-	4.00	4.00	0.00%
	Total Office Equipment	-	4.00	4.00	0.00%
5022700	Specific Use Equipment				
5022710	Household Equipment	61.46	-	(61.46)	0.00%
	Total Specific Use Equipment	61.46	-	(61.46)	0.00%
	Total Equipment	61.46	166.00	104.54	37.02%
	Total Expenditures	384,055.47	403,411.00	19,355.53	95.20%
	Allocated Expenditures				
20400	Nursing / Nurse Aid	29,590.75	40,816.04	11,225.29	72.50%



Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 11200 - Certified Nurse Aides  
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Account Number	Account Description	Amount	Budget	Amount Under/(Over)		% of Budget
				Budget		
30100	Data Center	227,009.50	235,350.81	8,341.11		96.48%
30200	Human Resources	9,862.84	14,710.94	5,048.10		65.68%
30300	Finance	152,942.99	184,700.89	31,757.89		82.81%
30400	Director's Office	69,715.18	73,559.94	3,844.76		94.77%
30500	Enforcement	535,048.59	655,845.24	120,796.65		81.58%
30600	Administrative Proceedings	103,225.32	194,419.58	91,194.24		53.09%
30700	Impaired Practitioners	1,795.86	2,139.57	343.90		83.93%
30800	Attorney General	1,389.98	1,696.58	306.60		81.93%
30900	Board of Health Professions	50,390.27	59,277.43	8,887.16		85.01%
31100	Maintenance and Repairs	14.97	4,059.95	4,044.98		0.37%
31300	Emp. Recognition Program	896.28	326.38	(569.89)		274.61%
31400	Conference Center	342.75	355.21	12.46		96.49%
31500	Pgm Devlpmnt & Implmentn	39,361.60	43,035.83	3,674.23		91.46%
	<b>Total Allocated Expenditures</b>	<b>1,221,386.69</b>	<b>1,510,293.95</b>	<b>288,907.26</b>		<b>80.87%</b>
	<b>Net Revenue In Excess (Shortfall) of Expenditures</b>	<b>\$ 105,376.74</b>	<b>\$ (197,294.95)</b>	<b>\$ (302,671.69)</b>		<b>53.41%</b>

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 11200 - Certified Nurse Aides  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	July	August	September	October	November	December	January
4002400	Fee Revenue							
4002401	Application Fee	175.00	175.00	100.00	150.00	125.00	75.00	175.00
4002406	License & Renewal Fee	121,770.00	96,570.00	90,480.00	90,880.00	77,840.00	65,390.00	93,115.00
4002407	Dup. License Certificate Fee	-	-	-	-	-	-	-
4002409	Board Endorsement - Out	-	-	-	-	-	-	-
4002421	Monetary Penalty & Late Fees	-	-	-	-	-	-	-
4002432	Misc. Fee (Bad Check Fee)	35.00	100.00	5.00	35.00	35.00	-	35.00
	Total Fee Revenue	121,980.00	96,845.00	90,585.00	90,865.00	78,000.00	65,465.00	93,325.00
	Total Revenue	180,059.35	96,845.00	125,201.33	90,865.00	78,050.00	236,518.59	93,355.00
5011000	Personal Services							
5011100	Employee Benefits							
5011110	Employer Retirement Contrib.	1,214.34	810.18	810.18	1,199.75	1,199.76	1,199.76	1,199.76
5011120	Fed Old-Age Ins- Sel St Emp	872.53	718.37	780.77	1,410.45	1,735.13	1,855.82	1,517.38
5011140	Group Insurance	121.80	81.20	81.20	121.98	121.96	121.98	121.96
5011150	Medical/Hospitalization Ins.	2,819.00	1,918.00	1,918.00	2,803.00	2,803.00	2,803.00	2,803.00
5011160	Retiree Medical/Hospitalizatr	109.09	72.52	72.52	108.93	108.92	108.92	108.92
5011170	Long term Disability Ins	58.90	38.44	38.44	57.73	57.74	57.74	57.74
	Total Employee Benefits	5,782.82	3,636.71	3,699.11	5,801.82	5,828.51	5,747.00	5,608.76
5011200	Salaries							
5011230	Salaries, Classified	9,158.52	6,082.46	5,780.54	8,743.93	9,310.18	9,310.18	9,310.18
5011250	Salaries, Overtime	324.76	-	797.12	118.09	295.23	688.88	-
	Total Salaries	9,483.28	6,082.46	6,577.66	8,862.02	9,605.41	9,999.06	9,310.18
5011340	Specified Per Diem Payment	-	-	-	-	-	-	-
5011380	Deferred Compnstrn Match Prnts	60.00	40.00	40.00	40.00	40.00	40.00	40.00
	Total Special Payments	60.00	40.00	40.00	40.00	40.00	40.00	40.00
5011600	Terminatn Personal Svce Costs							
5011620	Salaries, Annual Leave Balanc	-	-	-	-	-	-	-
5011640	Salaries, Cmp Leave Balances	-	-	-	-	-	-	-

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
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Account Number	Account Description	July	August	September	October	November	December	January
5011880	Defined Contribution Match - Hy	41.79	27.88	27.88	58.98	58.98	58.98	58.98
	Total Termination Personal Svcs Costs	41.79	27.88	27.88	58.98	58.98	58.98	58.98
	Total Personal Services	25,857.23	13,580.82	14,438.16	24,848.88	29,217.98	28,099.07	28,153.28
5012000	Contractual Svcs							
5012100	Communication Services							
5012110	Express Services	-	-	-	-	-	-	-
5012120	Outbound Freight Services	-	-	-	-	-	-	-
5012130	Messenger Services	-	-	-	-	-	-	-
5012140	Postal Services	5,379.85	4,788.18	3,730.34	4,067.81	3,787.07	4,416.87	2,208.18
5012150	Printing Services	-	-	221.89	-	-	-	-
5012160	Telecommunications Svcs (VITA)	28.28	52.56	28.28	27.30	27.30	27.30	27.30
5012190	Inbound Freight Services	-	-	4.75	-	-	-	-
	Total Communication Services	5,408.13	4,818.74	3,983.06	4,094.91	3,814.37	4,443.97	2,235.48
5012200	Employee Development Services							
5012210	Organization Memberships	-	-	-	-	-	-	-
	Total Employee Development Services	-	-	-	-	-	-	-
5012400	Mgmt and Informational Svcs							
5012420	Fiscal Services	4,852.88	50.00	1,865.16	3,382.80	30.00	1,674.34	1,358.41
5012440	Management Services	-	94.33	-	61.38	-	58.16	-
5012460	Public Infrmtnl & Relatin Svcs	-	-	-	-	-	-	-
5012470	Legal Services	-	-	-	-	-	-	-
	Total Mgmt and Informational Svcs	4,852.88	144.33	1,865.16	3,444.18	30.00	1,732.50	1,358.41
5012500	Repair and Maintenance Svcs							
5012530	Equipment Repair & Maint Svc	-	-	-	-	1,918.85	(321.14)	(50.76)
	Total Repair and Maintenance Svcs	-	-	-	-	1,918.85	(321.14)	(50.76)
5012600	Support Services							
5012630	Clerical Services	-	-	-	-	-	-	-
5012640	Food & Dietary Services	-	-	-	-	-	-	-
5012680	Manual Labor Services	37.19	291.70	176.93	85.35	228.19	23.89	71.21

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 11200 - Certified Nurse Aides  
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Account Number	Account Description	July	August	September	October	November	December	January
5012670	Production Services	474.32	1,352.69	826.28	648.49	1,665.55	254.78	558.62
5012680	Skilled Services	2,298.03	1,897.28	1,897.28	1,897.28	1,897.28	1,897.28	1,355.20
	Total Support Services	2,809.54	3,541.67	2,900.49	2,831.12	3,791.02	2,175.76	1,985.03
5012800	Transportation Services							
5012820	Travel, Personal Vehicle	287.73	392.96	78.48	397.31	667.95	600.75	799.71
5012850	Travel, Subsistence & Lodging	1.05	-	-	215.20	26.00	3.00	2.83
5012880	Trvl, Meal Reimb- Not Rprble	-	-	-	90.25	-	-	-
	Total Transportation Services	318.04	392.96	78.48	702.76	852.15	603.75	1,199.11
	Total Contractual Svs	13,386.59	8,897.70	11,262.82	10,872.97	10,406.39	8,834.83	6,725.25
5013000	Supplies And Materials							
5013100	Administrative Supplies							
5013120	Office Supplies	32.17	261.38	306.36	147.71	290.89	242.27	62.57
	Total Administrative Supplies	32.17	261.38	306.36	147.71	290.89	242.27	62.57
5013500	Repair and Maint. Supplies							
5013520	Custodial Repair & Maint Matr	-	-	-	-	-	-	6.60
5013530	Electrical Repair & Maint Matr	-	-	-	-	-	-	-
	Total Repair and Maint. Supplies	-	-	-	-	-	-	6.60
5013600	Residential Supplies							
5013620	Food and Dietary Supplies	-	-	-	-	-	-	-
5013630	Food Service Supplies	-	-	-	-	-	-	-
5013640	Laundry and Linen Supplies	-	-	-	-	-	-	-
5013650	Personal Care Supplies	-	-	-	-	-	-	-
	Total Residential Supplies	-	-	-	-	-	-	-
5013700	Specific Use Supplies							
5013730	Computer Operating Supplies	-	-	-	-	-	-	-
	Total Specific Use Supplies	-	-	-	-	-	-	-
	Total Supplies And Materials	32.17	261.38	306.36	147.71	308.03	242.27	100.77

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 11200 - Certified Nurse Aides  
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Account Number	Account Description	July	August	September	October	November	December	January
5015000	Continuous Charges							
5015100	Insurance-Fixed Assets							
5015160	Property Insurance	105.98	-	-	-	-	-	-
	Total Insurance-Fixed Assets	105.98	-	-	-	-	-	-
5015300	Operating Lease Payments							
5015340	Equipment Rentals	3.97	-	-	3.97	-	-	-
5015360	Building Rentals	-	15.60	-	-	15.60	-	-
5015390	Building Rentals - Non State	2,413.83	2,967.18	2,413.38	2,413.38	2,627.00	2,437.81	2,413.38
	Total Operating Lease Payments	2,417.80	2,982.78	2,413.38	2,417.35	2,642.60	2,437.81	2,413.38
5015500	Insurance-Operations							
5015510	General Liability Insurance	380.39	-	-	-	-	-	-
5015540	Surety Bonds	22.45	-	-	-	-	-	-
	Total Insurance-Operations	402.84	-	-	-	-	-	-
	Total Continuous Charges	2,926.82	2,982.78	2,413.38	2,417.35	2,642.60	2,437.81	2,413.38
5022000	Equipment							
5022710	Household Equipment	-	-	-	-	-	-	-
	Total Specific Use Equipment	-	-	-	-	-	-	-
	Total Equipment	-	-	-	-	-	-	-
	Total Expenditures	42,002.61	25,702.66	28,421.72	38,086.68	42,675.00	39,413.78	35,392.66
	Allocated Expenditures							
20100	Behavioral Science Exec	-	-	-	-	-	-	-
20200	Opt/Vet-Med/ASLP Executive Dir	-	-	-	-	-	-	-
20400	Nursing / Nurse Aid	2,151.94	4,696.10	5,299.19	1,108.17	2,208.39	5,823.85	617.97
20800	Funeral/NTCA/PT	-	-	-	-	-	-	-

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 11200 - Certified Nurse Aides  
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Account Number	Account Description	July	August	September	October	November	December	January
30100	Data Center	31,119.82	17,022.44	16,035.95	23,981.51	7,583.03	18,180.21	16,778.13
30200	Human Resources	983.24	98.37	113.56	5,902.21	1,240.26	176.32	182.59
30300	Finance	18,062.40	12,481.18	11,588.51	11,874.34	14,019.17	12,674.08	15,486.74
30400	Director's Office	8,582.80	5,529.36	5,463.72	5,889.26	6,089.29	5,857.58	5,795.04
30500	Enforcement	66,154.84	47,781.16	45,935.26	38,653.26	41,211.34	42,066.91	45,445.66
30600	Administrative Proceedings	14,811.12	9,735.14	8,762.33	12,632.92	11,058.42	3,777.69	11,446.02
30700	Impaired Practitioners	213.77	143.84	136.08	204.87	142.72	104.62	210.29
30800	Attorney General	-	-	347.60	347.50	-	-	347.50
30900	Board of Health Professions	5,408.74	4,814.08	4,039.29	4,796.34	4,757.23	3,000.21	4,417.97
31000	SRTA	-	-	-	-	-	-	-
31100	Maintenance and Repairs	-	-	-	-	-	-	-
31300	Emp. Recognition Program	2.83	-	-	15.72	5.88	55.13	-
31400	Conference Center	12.23	41.11	20.18	12.35	29.65	8.10	148.08
31500	Pgm Dvlpmnt & Implmntn	6,226.46	3,604.42	4,108.29	3,279.10	4,485.12	3,048.79	2,518.51
98700	Cash Transfers	-	-	-	-	-	-	-
	Total Allocated Expenditures	161,729.79	106,947.21	101,867.86	108,697.65	92,830.50	94,773.62	103,374.49
	Net Revenue in Excess (Shortfall) of Expenditures	\$ (13,673.05)	\$ (34,804.87)	\$ (5,078.25)	\$ (55,919.24)	\$ (57,355.50)	\$ 102,331.19	\$ (45,412.17)

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 11200 - Certified Nurse Aides  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	February	March	April	May	June	Total
<b>4002400 Fee Revenue</b>							
4002401	Application Fee	275.00	175.00	175.00	125.00	250.00	1,975.00
4002406	License & Renewal Fee	93,170.00	101,545.00	87,315.00	146,085.00	129,920.00	1,198,810.00
4002407	Dup. License Certificate Fee	-	-	-	-	-	-
4002408	Board Endorsement - Out	-	-	-	-	-	-
4002421	Monetary Penalty & Late Fees	-	-	-	-	-	-
4002432	Misc. Fee (Bad Check Fee)	70.00	70.00	140.00	35.00	105.00	665.00
	<b>Total Fee Revenue</b>	<b>93,515.00</b>	<b>101,790.00</b>	<b>87,830.00</b>	<b>146,195.00</b>	<b>130,275.00</b>	<b>1,198,480.00</b>
	<b>Total Revenue</b>	<b>93,575.00</b>	<b>294,954.75</b>	<b>87,780.00</b>	<b>178,738.85</b>	<b>158,878.23</b>	<b>1,710,818.90</b>
<b>5011000 Personal Services</b>							
<b>5011100 Employee Benefits</b>							
5011110	Employer Retirement Contrib.	1,199.76	(3,181.70)	738.50	738.50	369.25	7,498.04
5011120	Fed Old-Age Ins- Sal St Emp	1,606.34	(534.83)	1,504.00	1,434.89	1,071.09	13,671.74
5011140	Group Insurance	121.98	(302.69)	77.28	77.28	36.83	784.46
5011160	Medical/Hospitalization Ins.	2,603.00	(9,037.50)	1,374.00	1,374.00	687.00	14,083.50
5011160	Retiree Medical/Hospitalizatn	108.92	(270.48)	69.00	69.00	34.50	700.75
5011170	Long term Disability Ins	57.74	(143.96)	36.58	36.58	18.29	371.96
	<b>Total Employee Benefits</b>	<b>5,697.72</b>	<b>(13,471.17)</b>	<b>3,799.34</b>	<b>3,730.23</b>	<b>2,216.76</b>	<b>37,777.61</b>
<b>5011200 Salaries</b>							
5011230	Salaries, Classified	9,310.18	(24,041.18)	6,839.11	5,898.52	2,949.26	88,851.88
5011250	Salaries, Overtime	782.35	63.85	44.88	67.32	103.22	3,275.70
	<b>Total Salaries</b>	<b>10,092.53</b>	<b>(23,977.33)</b>	<b>6,883.99</b>	<b>5,965.84</b>	<b>3,052.48</b>	<b>61,927.56</b>
5011340	Specified Per Diem Payment	-	-	-	-	-	-
5011380	Deferred Compnsn Match Pmts	40.00	(340.00)	-	-	-	-
	<b>Total Special Payments</b>	<b>40.00</b>	<b>(340.00)</b>	<b>-</b>	<b>1,500.00</b>	<b>-</b>	<b>1,600.00</b>
<b>5011600 Terminatn Personal Svcs Costs</b>							
5011620	Salaries, Annual Leave Balanc	-	-	-	-	-	-
5011640	Salaries, Cmp Leave Balances	-	-	-	-	-	-

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Account Number	Account Description	February	March	April	May	June	Total
5011660	Defined Contribution Match - Hy	58.98	58.98	58.98	58.98	29.49	598.94
	Total Terminatn Personal Svcs Costs	58.98	58.98	58.98	58.98	29.49	598.94
	Total Personal Services	27,405.39	(20,205.22)	23,804.45	22,832.06	16,382.59	231,995.47
5012000	Contractual Svcs						-
5012100	Communication Services						-
5012110	Express Services	-	-	-	-	-	-
5012120	Outbound Freight Services	-	-	-	0.53	5.05	5.58
5012130	Messenger Services	-	-	-	-	-	-
5012140	Postal Services	3,220.39	6,818.86	3,140.88	4,152.77	5,584.66	51,273.44
5012150	Printing Services	-	-	-	-	-	221.89
5012160	Telecommunications Svcs (VITA)	27.30	27.30	27.30	27.30	27.30	350.82
5012190	Inbound Freight Services	-	-	-	-	-	4.75
	Total Communication Services	3,247.69	6,846.16	3,168.18	4,180.60	5,617.01	51,856.28
5012200	Employee Development Services						-
5012210	Organization Memberships	-	-	-	-	-	-
	Total Employee Development Services	-	-	-	-	-	-
5012400	Mgmt and Informational Svcs						-
5012420	Fiscal Services	1,192.07	1,783.18	150.00	3,538.04	100.00	19,974.88
5012440	Management Services	27.88	-	18.01	-	27.12	284.86
5012460	Public Infrmtl & Relatin Svcs	-	-	-	-	-	-
5012470	Legal Services	-	-	-	-	-	-
	Total Mgmt and Informational Svcs	1,219.93	1,783.18	168.01	3,538.04	127.12	20,259.74
5012500	Repair and Maintenance Svcs						-
5012530	Equipment Repair & Maint Svc	-	-	-	-	-	1,546.95
	Total Repair and Maintenance Svcs	-	-	-	-	-	1,546.95
5012600	Support Services						-
5012630	Clerical Services	-	-	-	-	-	-
5012640	Food & Dietary Services	-	-	-	-	-	-
5012660	Manual Labor Services	148.12	160.57	82.56	89.87	58.87	1,452.25



Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 11200 - Certified Nurse Aides  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	February	March	April	May	June	Total
5012670	Production Services	1,126.56	1,041.56	567.96	656.67	509.57	8,683.07
5012680	Skilled Services	1,675.02	1,462.12	1,395.85	1,395.85	1,395.85	20,464.32
	Total Support Services	2,949.70	2,664.27	2,046.37	2,142.39	1,662.29	31,689.64
5012800	Transportation Services						
5012820	Travel, Personal Vehicle	190.06	1,530.00	484.34	737.62	265.06	6,431.98
5012850	Travel, Subsistence & Lodging	-	427.79	-	106.50	488.91	1,271.28
5012890	Trvl, Meal Reimb- Not Rprtbl	-	280.75	156.75	72.75	186.50	789.00
	Total Transportation Services	341.97	2,272.67	641.09	916.87	942.47	9,282.32
	Total Contractual Svs	7,799.29	13,556.28	6,021.65	10,777.90	8,648.89	116,950.56
5013000	Supplies And Materials						
5013100	Administrative Supplies						-
5013120	Office Supplies	124.57	330.99	262.36	423.99	175.51	2,060.79
	Total Administrative Supplies	124.57	330.99	262.36	423.99	175.51	2,060.79
5013500	Repair and Maint. Supplies						
5013520	Custodial Repair & Maint Matri	-	-	-	-	0.86	7.46
5013530	Electrical Repair & Maint Matri	1.89	-	-	-	-	1.89
	Total Repair and Maint. Supplies	1.89	-	-	-	0.86	9.35
5013600	Residential Supplies						
5013620	Food and Dietary Supplies	-	-	-	-	-	-
5013630	Food Service Supplies	-	-	-	-	-	-
5013640	Laundry and Linen Supplies	7.48	-	14.69	-	-	22.17
5013650	Personal Care Supplies	-	-	-	16.27	-	16.27
	Total Residential Supplies	7.48	-	14.69	16.27	-	38.44
5013700	Specific Use Supplies						
5013730	Computer Operating Supplies	-	-	6.26	-	1.85	8.11
	Total Specific Use Supplies	-	-	6.26	-	1.85	8.11
	Total Supplies And Materials	144.05	348.37	283.33	440.26	178.22	2,782.92

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 11200 - Certified Nurse Aides  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	February	March	April	May	June	Total
5015000	Continuous Charges						
5015100	Insurance-Fixed Assets						
5016180	Property Insurance	-	-	-	-	-	105.98
	Total Insurance-Fixed Assets	-	-	-	-	-	105.98
5015300	Operating Lease Payments						
5015340	Equipment Rentals	-	-	-	-	-	7.94
5015350	Building Rentals	15.80	-	-	-	15.80	62.40
5015390	Building Rentals - Non State	2,594.66	2,413.38	3,690.33	2,814.89	2,478.90	31,675.90
	Total Operating Lease Payments	2,610.26	2,413.38	3,690.33	2,814.89	2,492.50	31,748.24
5016500	Insurance-Operations						
5016510	General Liability Insurance	-	-	-	-	-	380.39
5015540	Surety Bonds	-	-	-	-	-	22.45
	Total Insurance-Operations	-	-	-	-	-	402.84
	Total Continuous Charges	2,610.26	2,413.38	3,690.33	2,814.89	2,492.50	32,255.06
5022000	Equipment						
5022710	Household Equipment	-	-	52.25	9.21	-	61.46
	Total Specific Use Equipment	-	-	52.25	9.21	-	61.46
	Total Equipment	-	-	52.25	9.21	-	61.46
	Total Expenditures	37,918.99	(3,887.19)	33,852.01	36,874.32	27,702.20	384,066.47
	Allocated Expenditures						
20100	Behavioral Science Exec	-	-	-	-	-	-
20200	Opt/Vet-Med/ASLP Executive Dir	-	-	-	-	-	-
20400	Nursing / Nurse Aid	2,522.18	1,810.10	1,059.52	1,219.22	1,074.02	29,590.75
20800	Funeral/TCA/PT	-	-	-	-	-	-

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 11200 - Certified Nurse Aides  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	February	March	April	May	June	Total
30100	Data Center	25,536.72	17,178.49	16,975.38	30,267.25	6,350.80	227,009.80
30200	Human Resources	201.81	(57.45)	347.06	364.74	130.32	9,682.84
30300	Finance	12,964.10	10,202.77	12,953.88	14,085.50	8,542.30	152,942.99
30400	Director's Office	5,852.55	4,687.31	6,137.98	6,160.85	3,869.44	69,718.18
30500	Enforcement	41,001.75	42,594.42	44,039.01	52,095.86	28,069.31	535,048.69
30600	Administrative Proceedings	4,198.03	6,690.21	6,003.05	6,279.46	7,632.93	103,225.32
30700	Impaired Practitioners	106.49	111.46	230.40	117.07	74.05	1,795.88
30800	Attorney General	-	-	347.50	-	-	1,389.98
30900	Board of Health Professions	4,635.36	2,885.11	5,174.00	4,437.20	2,024.74	50,390.27
31000	SRTA	-	-	-	-	-	-
31100	Maintenance and Repairs	14.97	-	-	-	-	14.97
31300	Emp. Recognition Program	-	(0.52)	82.23	521.57	213.63	896.28
31400	Conference Center	25.75	16.01	7.78	23.74	(2.24)	342.75
31500	Pgm Developmt & Implemnt	2,588.22	1,830.27	2,722.03	2,915.23	2,035.15	39,361.80
98700	Cash Transfers	-	-	-	-	-	-
	Total Allocated Expenditures	99,645.72	87,948.19	96,079.81	118,487.49	60,014.47	1,221,366.89
	Net Revenue In Excess (Shortfall) of Expenditures	\$ (43,989.71)	\$ 210,893.75	\$ (42,151.82)	\$ 21,374.84	\$ 69,161.56	105,378.74

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 20400 - Nursing / Nurse Aide  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	Amount	Budget	Amount	
				Under/(Over)	% of Budget
5011120	Fed Old-Age Ins- Sal St Emp	3,479.62	-	(3,479.62)	0.00%
5011130	Fed Old-Age Ins- Wage Earners	524.30	3,095.00	2,570.70	16.94%
	<b>Total Employee Benefits</b>	<b>4,003.92</b>	<b>3,095.00</b>	<b>(908.92)</b>	<b>129.37%</b>
5011300	Special Payments				
5011310	Bonuses and Incentives	750.00	-	(750.00)	0.00%
5011340	Specified Per Diem Payment	12,200.00	24,550.00	12,350.00	49.69%
	<b>Total Special Payments</b>	<b>12,950.00</b>	<b>24,550.00</b>	<b>11,600.00</b>	<b>52.75%</b>
5011400	Wages				
5011410	Wages, General	51,588.88	74,423.00	22,834.14	89.32%
	<b>Total Wages</b>	<b>51,588.88</b>	<b>74,423.00</b>	<b>22,834.14</b>	<b>89.32%</b>
5011930	Turnover/Vacancy Benefits		-	-	0.00%
	<b>Total Personal Services</b>	<b>68,542.78</b>	<b>102,068.00</b>	<b>33,525.22</b>	<b>67.15%</b>
5012000	Contractual Svcs				
5012400	Mgmnt and Informational Svcs				
5012470	Legal Services	-	4,110.00	4,110.00	0.00%
	<b>Total Mgmnt and Informational Svcs</b>	<b>-</b>	<b>4,110.00</b>	<b>4,110.00</b>	<b>0.00%</b>
5012600	Support Services				
5012640	Food & Dietary Services	-	10,598.00	10,598.00	0.00%
5012680	Skilled Services	5,400.00	10,000.00	4,600.00	54.00%
	<b>Total Support Services</b>	<b>5,400.00</b>	<b>20,598.00</b>	<b>15,198.00</b>	<b>26.22%</b>
5012800	Transportation Services				
5012820	Travel, Personal Vehicle	18,500.07	16,757.00	(1,743.07)	110.40%
5012830	Travel, Public Carriers	74.63	39.00	(35.63)	191.36%
5012850	Travel, Subsistence & Lodging	16,527.10	13,828.00	(2,699.10)	119.52%
5012880	Trvl, Meal Reimb- Not Rptble	7,257.25	6,546.00	(711.25)	110.87%
	<b>Total Transportation Services</b>	<b>42,359.05</b>	<b>37,170.00</b>	<b>(5,189.05)</b>	<b>113.96%</b>
	<b>Total Contractual Svcs</b>	<b>47,759.05</b>	<b>61,878.00</b>	<b>14,118.95</b>	<b>77.18%</b>
5013000	Supplies And Materials				
5013600	Residential Supplies				
5013620	Food and Dietary Supplies	-	14.00	14.00	0.00%
	<b>Total Residential Supplies</b>	<b>-</b>	<b>14.00</b>	<b>14.00</b>	<b>0.00%</b>
	<b>Total Supplies And Materials</b>	<b>-</b>	<b>14.00</b>	<b>14.00</b>	<b>0.00%</b>
5022000	Equipment				
5022600	Office Equipment				
5022620	Office Furniture	-	2,100.00	2,100.00	0.00%
	<b>Total Office Equipment</b>	<b>-</b>	<b>2,100.00</b>	<b>2,100.00</b>	<b>0.00%</b>
	<b>Total Equipment</b>	<b>-</b>	<b>2,100.00</b>	<b>2,100.00</b>	<b>0.00%</b>
	<b>Total Expenditures</b>	<b>116,301.83</b>	<b>166,060.00</b>	<b>49,758.17</b>	<b>70.04%</b>
	<b>Allocated Expenditures</b>				
10100	Nursing	86,711.08	125,243.96	38,532.88	89.23%
11200	Certified Nurse Aides	29,590.75	40,816.04	11,225.29	72.50%

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 20400 - Nursing / Nurse Aide  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	July	August	September	October
5011000	Personal Services				
5011100	Employee Benefits				
5011120	Fed Old-Age Ins- Sal St Emp	-	512.01	329.95	442.30
5011130	Fed Old-Age Ins- Wage Earners	524.30	-	-	-
	Total Employee Benefits	524.30	512.01	329.95	442.30
5011300	Special Payments				
5011310	Bonuses and Incentives	-	-	-	-
5011340	Specified Per Diem Payment	800.00	1,700.00	1,300.00	800.00
	Total Special Payments	800.00	1,700.00	1,300.00	800.00
5011400	Wages				
5011410	Wages, General	6,853.61	6,693.14	4,312.83	5,781.90
	Total Wages	6,853.61	6,693.14	4,312.83	5,781.90
	Total Personal Services	8,177.91	8,905.15	5,942.78	7,024.20
5012000	Contractual Svs				
5012600	Support Services				
5012680	Skilled Services	-	-	5,400.00	-
	Total Support Services	-	-	5,400.00	-
5012800	Transportation Services				
5012820	Travel, Personal Vehicle	1,230.08	2,200.73	1,692.78	1,581.50
5012830	Travel, Public Carriers	-	-	-	-
5012850	Travel, Subsistence & Lodging	953.93	2,891.44	1,159.07	914.34
5012880	Trvl, Meal Reimb- Not Rprtbl	595.00	1,136.75	821.50	454.50
	Total Transportation Services	2,779.01	6,228.92	3,673.35	2,950.34
	Total Contractual Svs	2,779.01	6,228.92	9,073.35	2,950.34
	Total Expenditures	10,956.92	15,134.07	15,016.13	9,974.54

**Virginia Department of Health Professions**  
**Revenue and Expenditures Summary**  
**Department 20400 - Nursing / Nurse Aide**  
**For the Period Beginning July 1, 2018 and Ending June 30, 2019**

Account Number	Account Description	November	December	January	February
5011000	Personal Services				
5011100	Employee Benefits				
5011120	Fed Old-Age Ins- Sal St Emp	581.34	209.14	552.44	188.66
5011130	Fed Old-Age Ins- Wage Earners	-	-	-	-
	Total Employee Benefits	581.34	209.14	552.44	188.66
5011300	Special Payments				
5011310	Bonuses and Incentives	-	-	-	-
5011340	Specified Per Diem Payment	300.00	1,850.00	50.00	1,350.00
	Total Special Payments	300.00	1,850.00	50.00	1,350.00
5011400	Wages				
5011410	Wages, General	7,599.06	2,733.93	7,221.39	2,440.19
	Total Wages	7,599.06	2,733.93	7,221.39	2,440.19
	Total Personal Services	8,480.40	4,793.07	7,823.83	3,976.85
5012000	Contractual Svs				
5012600	Support Services				
5012680	Skilled Services	-	-	-	-
	Total Support Services	-	-	-	-
5012800	Transportation Services				
5012820	Travel, Personal Vehicle	600.59	2,221.98	46.33	2,132.12
5012830	Travel, Public Carriers	-	-	-	-
5012850	Travel, Subsistence & Lodging	100.84	1,999.88	1,394.72	1,065.00
5012880	Trvl, Meal Reimb- Not Rprtble	124.50	1,177.50	-	737.50
	Total Transportation Services	825.93	5,399.36	1,441.05	3,934.62
	Total Contractual Svs	825.93	5,399.36	1,441.05	3,934.62
	Total Expenditures	9,306.33	10,192.43	9,264.88	7,911.47

Virginia Department of Health Professions  
Revenue and Expenditures Summary  
Department 20400 - Nursing / Nurse Aide  
For the Period Beginning July 1, 2018 and Ending June 30, 2019

Account Number	Account Description	March	April	May	June
5011000	Personal Services				
5011100	Employee Benefits				
5011120	Fed Old-Age Ins- Sal St Emp	205.63	129.27	228.52	102.36
5011130	Fed Old-Age Ins- Wage Earners	-	-	-	-
	Total Employee Benefits	205.63	129.27	228.52	102.36
5011300	Special Payments				
5011310	Bonuses and Incentives	-	-	750.00	-
5011340	Specified Per Diem Payment	700.00	1,600.00	200.00	1,550.00
	Total Special Payments	700.00	1,600.00	950.00	1,550.00
5011400	Wages				
5011410	Wages, General	2,667.83	1,689.92	2,236.91	1,338.15
	Total Wages	2,667.83	1,689.92	2,236.91	1,338.15
	Total Personal Services	3,593.46	3,419.19	3,415.43	2,990.51
5012000	Contractual Svs				
5012600	Support Services				
5012680	Skilled Services	-	-	-	-
	Total Support Services	-	-	-	-
5012800	Transportation Services				
5012820	Travel, Personal Vehicle	1,671.76	2,279.98	990.86	1,851.36
5012830	Travel, Public Carriers	-	74.63	-	-
5012850	Travel, Subsistence & Lodging	1,685.88	1,574.85	1,744.80	1,042.35
5012880	Trvl, Meal Reimb- Not Rprtble	491.75	778.50	249.00	692.75
	Total Transportation Services	3,849.39	4,705.96	2,984.66	3,586.46
	Total Contractual Svs	3,849.39	4,705.96	2,984.66	3,586.46
	Total Expenditures	7,442.85	8,125.15	6,400.09	6,576.97

**Virginia Department of Health Professions**  
**Revenue and Expenditures Summary**  
**Department 20400 - Nursing / Nurse Aide**  
**For the Period Beginning July 1, 2018 and Ending June 30, 2019**

<b>Account Number</b>	<b>Account Description</b>	<b>Total</b>
5011000	Personal Services	
5011100	Employee Benefits	
5011120	Fed Old-Age Ins- Sal St Emp	3,479.62
5011130	Fed Old-Age Ins- Wage Earners	524.30
	Total Employee Benefits	4,003.92
5011300	Special Payments	
5011310	Bonuses and Incentives	750.00
5011340	Specified Per Diem Payment	12,200.00
	Total Special Payments	12,950.00
5011400	Wages	-
5011410	Wages, General	51,588.86
	Total Wages	51,588.86
	Total Personal Services	68,542.78
5012000	Contractual Svs	-
5012600	Support Services	
5012680	Skilled Services	5,400.00
	Total Support Services	5,400.00
5012800	Transportation Services	
5012820	Travel, Personal Vehicle	18,500.07
5012830	Travel, Public Carriers	74.63
5012850	Travel, Subsistence & Lodging	16,527.10
5012880	Trvl, Meal Reimb- Not Rprtble	7,257.25
	Total Transportation Services	42,359.05
	Total Contractual Svs	47,759.05
	Total Expenditures	<u><u>116,301.83</u></u>



**2019 Monthly Tracking Log**

License Count	18-Dec	19-Jan	19-Feb	19-Mar	19-Apr	19-May	19-Jun	19-Jul	19-Aug	19-Sep	19-Oct	19-Nov	19-Dec
<b>Nursing</b>													
Pres Auth	7,904	7,975	8,072	8,059	8,111	8,207	8,310	8,306					
Massage Therapy	8,674	8,617	8,715	8,610	8,597	8,633	8,621	8,560					
Medication Aide	6,460	6,522	6,589	6,431	6,485	6,544	6,624	6,538					
Clinical Nurse Spec	415	414	418	415	415	417	419	419					
Nurse Practitioner	11,087	11,189	11,331	11,320	11,379	11,502	11,701	11,700					
Autonomous Practice				226	322	384	422	480					
Practical Nurse	28,735	28,727	28,777	28,632	28,608	28,482	28,579	28,451					
Registered Nurse	109,275	109,454	110,067	109,711	109,592	109,617	110,759	110,521					
<b>Total for Nursing</b>	<b>172,550</b>	<b>172,898</b>	<b>173,969</b>	<b>173,404</b>	<b>173,509</b>	<b>173,786</b>	<b>175,435</b>	<b>174,975</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Nurse Aide</b>	<b>52,171</b>	<b>52,533</b>	<b>52,878</b>	<b>52,405</b>	<b>52,361</b>	<b>53,058</b>	<b>53,258</b>	<b>52,849</b>					
Advanced Nurse Aide	52	49	51	47	45	44	43	42					
<b>Total for Nurse Aide</b>	<b>52,223</b>	<b>52,582</b>	<b>52,929</b>	<b>52,452</b>	<b>52,406</b>	<b>53,102</b>	<b>53,301</b>	<b>52,891</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>License Count Grand Total</b>	<b>224,773</b>	<b>225,480</b>	<b>226,898</b>	<b>225,856</b>	<b>225,915</b>	<b>226,888</b>	<b>228,736</b>	<b>227,866</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Open Cases Count</b>													
Nursing	1202	1236	1213	1221	1240	1214	1198	1225					
Nurse Aide	246	247	269	289	315	352	327	318					
<b>Open Cases Total</b>	<b>1,448</b>	<b>1,483</b>	<b>1,482</b>	<b>1,510</b>	<b>1,555</b>	<b>1,566</b>	<b>1,525</b>	<b>1,543</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Case Count by Occupation</b>													
Rec'd RN	54	75	68	65	63	75	68	87					<b>555</b>
Rec'd PN	25	32	41	45	36	48	44	45					<b>316</b>
Rec'd NP, AP, CNS	26	25	36	47	50	38	30	21					<b>273</b>
Rec'd LMT	6	2	13	2	3	7	13	6					<b>52</b>
Rec'd RMA	6	4	4	8	13	16	8	19					<b>78</b>
Rec'd Edu Program	2	3	0	1	3	5	3	4					<b>21</b>
<b>Total Received Nursing</b>	<b>119</b>	<b>141</b>	<b>162</b>	<b>168</b>	<b>168</b>	<b>189</b>	<b>166</b>	<b>182</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1,295</b>
Closed RN	55	33	100	73	72	77	105	83					<b>598</b>
Closed PN	35	25	49	34	33	47	57	57					<b>337</b>
Closed NP, AP, CNS	30	32	29	35	31	54	40	18					<b>269</b>
Closed LMT	8	6	3	3	3	4	3	12					<b>42</b>
Closed RMA	19	19	13	5	8	8	20	9					<b>101</b>
Closed Edu Program	2	0	1	0	10	3	4	4					<b>24</b>
<b>Total Closed Nursing</b>	<b>149</b>	<b>115</b>	<b>195</b>	<b>150</b>	<b>157</b>	<b>193</b>	<b>229</b>	<b>183</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1,371</b>
<b>Case Count - Nurse Aides</b>													
Received	38	40	47	64	78	80	65	77	0				<b>489</b>
Rec'd Edu Program	0	0	0	1	1	0	1	0					<b>3</b>
<b>Total Received CNA</b>	<b>38</b>	<b>40</b>	<b>47</b>	<b>65</b>	<b>79</b>	<b>80</b>	<b>66</b>	<b>77</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>492</b>
Closed	86	43	56	34	42	58	67	106					<b>492</b>
Closed Edu Program	0	0	0	0	1	3	0	0					<b>4</b>
<b>Total Closed CNA</b>	<b>86</b>	<b>43</b>	<b>56</b>	<b>34</b>	<b>43</b>	<b>61</b>	<b>67</b>	<b>106</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>496</b>
<b>All Cases Closed</b>	<b>235</b>	<b>158</b>	<b>251</b>	<b>184</b>	<b>200</b>	<b>254</b>	<b>296</b>	<b>289</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1,867</b>
<b>All Cases Received</b>	<b>157</b>	<b>181</b>	<b>209</b>	<b>233</b>	<b>247</b>	<b>269</b>	<b>232</b>	<b>259</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1,787</b>

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HPMP Quarterly Report (April 1, 2019 - June 30, 2019)

Board	License	Admissions <sup>1</sup>		Stays <sup>2</sup>	Comp <sup>3</sup>	Vacated Stays <sup>4</sup>		Dismissals <sup>5</sup>					
		Req.	Vol.			Vac. Only	Vac. & Dism.	N/C	Incl.	Dism. Resig.	Resig.	Death	
	LNP		2	1									
	LPN	1						1	1	1			
	RN	11	2	4	7	2		5		3			
	Massage Ther												
	CNS												
<b>Nursing Total</b>		<b>12</b>	<b>4</b>	<b>5</b>	<b>7</b>	<b>2</b>		<b>6</b>	<b>1</b>	<b>4</b>			
	CNA	1											
	RMA												
<b>CNA Total</b>		<b>1</b>											
	DC	1									1		
	DO	1											
	DPM												
	Intern/Resident	1											
	LAT												
	LBA								1				
	Lic Rad Tech												
	MD	2			3			1	2				
	OT	1											
	PA												
	RT												
	LM												
	OTA	1											
	SA												
<b>Medicine Total</b>		<b>6</b>			<b>3</b>			<b>1</b>	<b>3</b>	<b>1</b>			
	Pharmacist	1											
	Pharm Tech			1									
	Intern												
<b>Pharmacy Total</b>		<b>1</b>		<b>1</b>									
	DDS								1				
	DMD												
	RDH							1					
<b>Dentistry Total</b>								<b>1</b>	<b>1</b>				
	LCSW				1								
<b>Social Work Total</b>					<b>1</b>								
	LPC												
	CSAC												
	QMHP-Adult	1											
	QMHP-Child												
<b>Counseling Total</b>		<b>1</b>											
	SLP				1								
<b>Audiology/Speech Pathology Total</b>					<b>1</b>								
	PT												
	PTA	1											
<b>Physical Therapy Total</b>		<b>1</b>											
<b>TOTALS</b>		<b>22</b>	<b>4</b>	<b>6</b>	<b>12</b>	<b>2</b>	<b>0</b>	<b>8</b>	<b>5</b>	<b>5</b>	<b>0</b>	<b>0</b>	<b>0</b>

Admissions<sup>1</sup>: Req=Required (Board Referred, Board Ordered, Investigation); Vol=Voluntary (No known DHP involvement at time of intake)  
 Stays<sup>2</sup>: Stays of Disciplinary Action Granted  
 Comp<sup>3</sup>: Successful Completions  
 Vacated Stays<sup>4</sup>: Vac Only=Vacated Stay Only; Vac & Dism=Vacated Stay & Dismissal  
 Dismissals<sup>5</sup>: N/C=Dismissed Non-Compliant; Incl=Dismissed Ineligible; Dism Resig=Dismissed due to Resignation; Resig=Resignation

C5

**Virginia Board of Nursing**  
**Executive Director Report**

**September 17, 2019**

**Meetings/Speaking Engagements**

- Jay P. Douglas, Board Executive Director, attended the NCSBN Executive Officer Leadership Summit in Newport, RI on June 18-19, 2019. Business related to opportunities for Executive Officers to enhance their leadership skill information with Global Leadership Academy for Regulatory Excellence (GLARE), which is sponsored by NCSBN and will be open to all Nursing Regulators, Board Members and Board Staff beginning October 2019.
- On July 11, 2019, Jay P. Douglas, Executive Director for the Board of Nursing presented information regarding “NCSBN: State Boards of Nursing Update – Licensure Reporting to Boards and Nurse Licensure Compact (NLC)” at the National Nurse Executive/Chief of Staff Conference for Veterans Affairs.
- Jay Douglas, Executive Director for the Board of Nursing, attended the NCSBN Board of Directors as Area III Director for Virginia and surrounding states on July 16 - 17, 2019. Matters related to the next generation NCLEX exam, strategic plan and APRN Compact Task Force were discussed.
- Robin Hills, Deputy Executive Director for Education, and Jacquelyn Wilmoth, Nursing Education Program Manager, for the Virginia Board of Nursing, attended the Virginia Health and Medical Sciences Educators Association Summer Conference in Williamsburg, Virginia on July 15 and 18, 2019. Dr. Hills, presented on Right Touch Regulation to the practical nurse educators and nurse aide educators and Ms. Wilmoth provided a nursing education program update.
- Robin Hills, Deputy Executive Director for the Board of Nursing, met via telephone on August 8, 2019 with Delegate Christopher Stolle, MD, OB-Gyn and Vice President of Riverside Regional Medical Center, regarding nurse practitioner scope of practice.
- Charlette Ridout, Deputy Executive Director for the Board of Nursing, delivered the graduation commencement address for the Registered Nursing Program at the Southside Health College on August 8, 2019.
- Stephanie Willinger, Deputy Executive Director for the Board of Nursing, presented information to the Board of Physical Therapy regarding the Criminal Background Check process on August 13, 2019.
- Jay Douglas, Executive Director for the Board of Nursing, attended the Interstate Commission of Nurse Licensure Compact Administrators Annual Meeting on August 20, 2019. Business at the meeting was related to implementation and administration of the Compact. Board governance training was provided
- Jay Douglas, Executive Director, and Robin Hills, Deputy Executive Director, Louise Hershkowitz, Board President, and Jennifer Phelps, Board First Vice-President, attended the NCSBN Annual meeting on August 21 – 23, 2019 for the Board of Nursing. Separate individual reports will be provided and NCSBN Post-Delegate Assembly Update letter from the President provided.
- Jay Douglas, Executive Director for the Board of Nursing, participated in the DHP Executive Director quarterly meeting on August 27, 2019. The Agenda included operational issues of mutual concern.

- Jay Douglas, Executive Director for the Board of Nursing, attended the Joint Commission on HealthCare meeting on September 4, 2019 and heard a presentation and recommendations regarding forensic Nursing. One of the recommendations included some form of regulation of forensic nurses by the Board of Nursing. The Joint Commission has not acted on these recommendations. Public comment will be received until October 26, 2019.

**Other:**

- On June 14, 2019, Executive Director Jay Douglas and Deputies Jodi Power and Robin Hills provided Probable Cause Review Training to 11 Board of Nursing staff members whose role in part involves probable cause review of investigated cases. While some of the participating staff are new to their roles and others obtained varied training in this subject area in the past, the focus of the training is to insure a solid understanding and improve the quality and consistency of probable cause review of cases for the Board of Nursing.
- Recruitment efforts related to additional Agency Subordinate and Probable Cause Review staff continue



## *Letter from the President*

Sept. 3, 2019

Greetings!

I want to thank all of you who attended and participated in our 41st NCSBN Delegate Assembly (DA) last week in Chicago. I thought we had a great meeting, with many energizing and thought provoking speakers.

For those of you who were unable to attend or view the meeting remotely, I will summarize highlights and actions.

We opened the meeting on Aug. 21 with singing the National Anthem, led by Chicago award-winning jazz entertainer and soloist Peter Oprisko. We were officially welcomed to Chicago by Dr. Mary Ellen Caron, a long-time public leader in education and youth development. Caron currently serves as CEO of After School Matters. She brought two of her talented vocal performers from the program to entertain us. The audience was moved by the incredible ability of these young people.

The Leadership Succession Committee (LSC) presented the slate of candidates for 2020 and nominations were accepted from the floor. Candidates had the opportunity to give a brief presentation to the assembly in the afternoon, with voting the following day.

The President's Address covered activities, accomplishments and collaborative endeavors of NCSBN over the past year. We also heard from CEO David Benton. He is always an inspirational speaker, challenging us to never rest on our laurels, but to march boldly toward our future.

One of our keynote speakers was Elizabeth Iro, chief nursing officer, World Health Organization. Iro is regarded internationally as a leader in health policy and strategic planning. Each time I hear her speak, I am in awe of her knowledge, insight and leadership.

NCSBN Committees shared their work with the membership. This is a valuable time for discussion and clarification of issues related to committee recommendations. The following Committees presented reports: Finance Committee, Strategic Plan Update, NCLEX® Committee Report, APRN Consensus Resolution Report and the APRN Compact Revision Taskforce Report.

The second day opened with election of officers, followed by an introduction to the International Center for Regulatory Scholarship (ICRS). Maryann Alexander provided an exciting and engaging presentation of the various pathways and offerings of the ICRS. You can access information about ICRS on the Member Only portion of the NCSBN website. I encourage you to submit your application soon, if you are interested in fall enrollment.

The results of the election for 2020 were as follows:

**Treasurer** Adrian Guerrero

**Area I Director** Cynthia LaBonde

**Area II Director** Lori Scheidt

**Area III Director** Jay Douglas

**Area IV Director** Valerie Fuller

**Area I LSC member** Gretchen Koch

**Area III LSC member** Sara Griffith



As a result of Lori Scheidt being elected to Area II Director, a vacancy was created for a Director-at-Large position. Following the Delegate Assembly, the Board of Directors (BOD) met and appointed Anne Coghlan, Exam User Member from Ontario, to fill the vacant Director-at-Large position. Congratulations to all of the new members of the 2020 BOD.

The morning was capped off by an education session about Occupational Licensure, by Paul Larkin, Jr. and Ryan Nunn. Both speakers brought their unique expertise and perspective to the topic. The presentation was particularly thought provoking, as we continue to grapple with issues related to access to care and mobility of the nursing workforce.

Service awards given to executive officers in recognition of milestones in years of service can be found in this [news release](#).

The BOD held a dialogue session about “What’s on Your Mind.” Topics came from registered attendees. This year’s topics for discussion included the Nurse Licensure Compact, APRN education, scope and variability of full practice authority, occupational licensing reform, Next Generation NCLEX, admission criteria for nursing education programs, disciplinary action and substance use disorder, how technology may impact regulations in the future, and the role landscape of the LPN.

As always, the NCSBN staff planned a wonderful awards reception, ceremony and dinner for Thursday evening. Congratulations to all of the Fellows and award recipients. The list of awardees can be found in this [news release](#).

Our final day began with the most exciting keynote speaker we have had in years—Erik Wahl. Wahl is an internationally recognized artist, TED speaker and best-selling author. His message focused on the systematic embrace of innovation and risk. His creativity and talent as an artist, coupled with his charismatic presentation brought our audience to not one, but several standing ovations! His message was relevant to all of us and began our final day on an incredibly positive note.

The final session of DA focused on the business proposed by the BOD.

After hearing a range of concerns and questions related to the proposed revision of the APRN Compact, this item of business was removed from the agenda. The BOD is appreciative of the work of the APRN Task Force on such a difficult and far-reaching subject. With the current variation in progress towards the consensus model, finding a solution that will garner support and then gain legislative traction will be complex. However, there is a need for us to make progress since, as we heard from Larkin during the Occupational Licensure Panel, if this cannot be addressed at the state level, it is inevitable that the federal government may intervene. We do not believe that would be in the best interest of the public and we are committed to continue to solicit input to find solutions that the BOD can bring to our next DA.

The DA voted to approve the Strategic Initiatives for the years 2020–2022. They also voted to approve the Puerto Rico Board of Nursing and the Spanish General Council of Nursing as Associate Members of NCSBN. Finally, the assembly voted to adopt the *2020 NCLEX-PN® Test Plan*.

I apologize for the length of this letter, but it was a busy Annual Meeting and DA!

Let me know if you have any questions and please mark your calendars for Aug. 12-14, 2020 for the 42nd Annual Meeting in Chicago.

All my Best,  
**Julia George, MSN, RN, FRE**  
President  
919.782.3211 ext. 250  
Julie@ncbn.com

**Report from NCSBN Annual Meeting and Delegate Assembly**

**Chicago, Illinois**

**August 20-23, 2019**

**Submitted to Virginia Board of Nursing by Louise Hershkowitz**

It was my honor to represent the Virginia Board of Nursing at the NCSBN Annual Meeting and Delegate Assembly for 2019. Along with Jennifer Phelps, First Vice President, Robin Hills, Deputy Executive Director and Jay Douglas, Executive Director, I attended all of the governance sessions of the Delegate Assembly and educational sessions of the Annual Meeting, as well as networking opportunities that are an important part of joining NCSBN members from around the country and around the world.

**Educational Sessions:**

The Opening Keynote was given by Elizabeth Iro, Chief Nursing Officer at the World Health Organization, and was entitled "Formulating Strategy and Aligning Influence", which was also the theme for the Annual Meeting. Ms. Iro discussed an ICN/NCSBN Global Workforce Task Force Report which will be published in April 2020, looking to identify gaps in nursing manpower and practice, as well as a "State of the World's Nursing" Report, which will, among other things, discuss Telemedicine and removing barriers to Advanced Practice Nursing. She highlighted the planned 2020 "International year of the Nurse and Midwife" as a project with potential global impact.

A highlight of the meeting was a presentation by Mary Ann Alexander, on NCSBN's implementation of the International Center for Regulatory Scholarship (ICRS), a comprehensive program developed for NCSBN members (and others) which will provide courses, primarily online, designed to develop Nursing Regulators (staff and board members) in areas including:

1. Regulation and Governance,
2. Public Policy and Legislation and Research,
3. Measurement and Operational Performance.

While the coursework will eventually provide the opportunity to obtain a Certificate in Regulatory Excellence, courses may be taken

individually, and will offer continuing education credit. Phase 1 of the ICRS will begin this fall and is considered a pilot. Members are encouraged to participate and will be providing evaluations to strengthen future developments. Phase 2, beginning in 2020, will begin ICRS's partnering with universities, with some courses providing not only continuing education but also university credit, as well as culminating, for those who are interested in participating in the full program, with a Fellowship.

A panel on Occupational Licensure discussed current thought and issues with regard to licensure on state and federal levels, including and especially the health care professions. Although the general direction is to limit the regulation of occupations, due to barriers to entry, there is general understanding that occupations, like nursing, that have the potential to cause injury and require particular training and expertise, will continue to be regulated. Issues, such as anti-trust concerns, continue to be discussed. Utilization and expansion of compacts, with the noteworthy example of the growing eNLC, are viewed as vehicles to increase mobility and access to these regulated professionals.

The final keynote was entitled "The Art of Vision", presented by Erik Wahl, and artist, author and speaker. This multi-media presentation, which included the presented creating a number of paintings during the presentation, was designed to stimulate new ways of thinking, leading to innovation and acceptance of risk. It was a breath-taking opportunity to look at creativity and the "grinding" of work with new eyes.

### Delegate Assembly:

The Agenda of the Delegate Assembly included reports, elections and resolutions.

Reports from the President and CEO covered NCSBN's activities over the current year and identified areas of concern moving to the future, which included (in no particular order in this recounting):

- Strengthening NCSBN members in regulatory excellence (ICRS)
- APRN practice
- Telehealth, including CMS rules for home health devices



- **Compacts and mobility of providers and patients**
- **Discipline**
- **Substance use disorder, including education students**
- **Alternative to Discipline programs**
- **The Next Generation NCLEX**
- **Legislative efforts**
- **International goals**
- **CBD oil and medical marijuana**
- **Medical technology**
- **The future of LPNs**

**Among the issues voted on by Delegates were**

- **The proposed Strategic Initiatives for the years 2020-2022 (approved)**
- **The proposed APRN Compact Language Changes (withdrawn)**
- **Puerto Rico Board of Nursing as an Associate Member of NCSBN (approved)**
- **Spanish General Council as an Associate Member of NCSBN (approved)**
- **Proposed 2020 NCLEX-PN Test Plan (approved).**

**The Delegate Assembly also elected NCSBN Officers for the upcoming year. Most noteworthy was the election by acclamation of Jay Douglas, Executive Director of Virginia Board of Nursing as Area III Director on the NCSBN, a two-year position.**

**I appreciate the opportunity to attend the NCSBN Meeting and represent Virginia's Board of Nursing at the Delegate Assembly. In addition to learning a great deal from the educational sessions, the opportunity to network and interact with other nurse regulators was invaluable to my service to the Commonwealth.**

**Respectfully submitted,**

**Louise Hershkowitz, CRNA, MSHA**



Cbb

Jennifer Phelps B.S., LPN, QMHP-A, CSAC  
OBOT/ (MH) & (SA) Substance Abuse Case Manager  
Courtland Wellness Center  
620 Court St.  
Lynchburg VA, 24504  
August 30, 2019

RE: NCSBN Annual Meeting

To VBON:

I currently had the pleasure of attending the NCSBN Annual meeting in Chicago this past week August, 20th, 21st, 22nd, & 23rd 2019. I am remain continued to be in awe at the organizational of the structure of NCSBN and how much of the funding from NCLEX truly goes directly back into supporting state boards in attending and being able to actively participate in NCSBN and making ensure each state has a voice into guiding regulatory governance. I have to again, strongly encourage all current and future board members to take full advantage early on in their appointments the full extent of the resources of NCSBN. I fully believe you will find by doing so, your board member experience in regulation will be a much more knowledgeable and enjoyable one, and you will find yourself making a greater impact as a board member. In hindsight, I wish I had taken advantage of this opportunity earlier on as a newer board member. I have since take one NCSBN online course, and have signed up for several more adding them to my cart. One of the things that Maryann Alexander, PhD, RN, FAAN Chief Officer, Nursing Regulation reported on was that the program once called GLARE- Global Leadership Academy of Regulatory Excellence, that was and is a new education program for board members and staff that will be offered free during a board members term. Will now be called (ICRS) International Center for Regulatory Scholarship. This will start in different phases and you can go online to the NCSBN website today and register now, for courses. There are no restrictions on participation, courses are flexible, and education will be stretched out in 4 and 6 or 8 weeks spans so that the regulator can adjust the course work with their schedules. You can get CE credit or opt for college credits, these courses can be customized to fit your needs and you will start by doing an assessment online to find out where your needs are. The example given to us was on a course such as Fundamentals of Research a 4 week segment course, 1 4 weeks, would be applications, developing a research questions; 2nd 2 weeks performing a literature review, the 3rd 4 weeks designing a research project, and the 4th 4 weeks would result in the end product a written and designed study proposal. There is a final step a 3 days Leadership Institute this will be a highlight feature, with world-renowned speakers for those who complete the certificate program.

There is a Phase II to the program, which will be a pilot program; evaluating online platform, courses, attendance, and participant performance in Year 1, in Year 2 they will consider opening this up to other regulators globally; and seek academic partnerships. Personally, I am very excited about this and think it is a great value and amazed at the level of free education being offered to board and staff members.

**HORIZON BEHAVIORAL HEALTH | Courtland Wellness Center 620 Court St, Lynchburg, VA 24504**

**PHONE: (434) 847-8035 | FAX: (434) 455-2718 | [www.horizonbh.org](http://www.horizonbh.org)**

August 30, 2019

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Elizabeth Iro the Chief Nursing Officer with (WHO) World Health Organization spoke on, the Focus on Nurses and the Year of the Midwife. Some highlights were on the following:

\*Collaboration with technology change without face to face and shared information how this impacts regulation and practice going forward

\*looking closer at Telemedicine practices and ensuring that our practitioners are well trained when using this assessing their skills

\*Telemedicine along those lines, with increase to care around the world, and to have shown strengthened access to services, there are some barriers to care. Need to explore scope of practice, set better regulations and addressing barriers to APRN's that limits scope of practice.

\*issues around gender biases, low pay, and the impacts in nursing on a global scale

\*being mindful when recruiting nurses from other countries, that we are ethical in our recruitment not to deplete a country of its workforce and natural resources.

\*(WHO) has developed documents to help communities understand why it is an investment to build nursing programs and invest in healthcare to help establish healthcare in under developed communities globally.

\*The Nightingale Challenge by year 2020! Mentoring/ shadowing/ encouraging other professions as well <https://www.nursingnow.org/nightingale/> this was developed by the International Council of Nurses (ICN).

\*Report launch in April 2020 will report on Workforce and target informed to assist regulation and feedback

\*\*Encourage to take the nursing agenda beyond 2020 and more, with community collaboration on a global level, with shared information, and positive community impact and economic growth. (This is a common trend right now locally as well as globally!)

\*May 15<sup>th</sup> (WHO) is to Host Midwives for policy and reform.

I greatly enjoyed her talk, I had the opportunity to talk with her afterwards and was able to discuss some of her concerns regarding Telemedicine, and share my experiences in Telemedicine with series mentally ill clients; she was surprised to learn that some of my schizophrenia clients actually liked telepsych medicine, they felt it took the pressure of interacting with a person off them. We talked about the advantages and disadvantages to telemedicine and some of the biases and barriers around the technology.

Ryan Nunn and Paul Larkin Talked on Occupational Licensing

Ryan Nunn Presented The Hamilton Project, he reviewed some of the public protection and barrier to entry such as; Health being a safety concerns, and tasks that may fall into scope of practice. Paul Larkin reviewed with us the history on guilds and how we got to scope of practice and occupational

August 30, 2019

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law. Ryan Nunn pointed out that the task that license workers are permitted to undertake such as scope of practice matter for competition as well as outcomes such as interstate migration. Some key points of interest were as follows:

\*22% of all employed 16+ year old workers are licensed

\*licensing varies widely across occupations

\*Substantial wage gaps are noted between licensed and unlicensed workers

\*wage gapes also vary a lot across occupations

\*employment tends to be lower when licensing exists or is more heavily regulated

\*licensing requirements vary widely across the states

\*(I found this most interesting) There is a wide variation in state revenues from licensing (when I asked Ryan Nunn during lunch, about this, if he noted if any states benefited from higher licensing fees, since the population size didn't seem to be the leading determining factor in revenue, he stated many had asked this he has not taken a closer look at this yet)

\*difference in state requirements contributes to lower interstate migration

\*25 percent of licensed workers are in health-care occupations

Again, their advice was, to lessen regulations to not restrict scopes of practice in order to advance uniformity across the nursing compact, and try to start there first once all states were on board then take a look at practice regulations but always keeping safety in mind.

I enjoyed the opportunity to attend and represent the VBON and again, I just strongly encourage all new board members or existing members to explore the NCSBN website and to attend any of the NCSBN conference when the opportunity presents itself.

Thank-you! (I did not included the voting meeting take-a ways as they are in the NCSBN Board President letter highlights sent out this week).

Respectfully,

**Jen Phelps B.S., LPN, QMHP-A, CSAC**

***OBOT/( MH) & (SA) Case Manager***

***Case Management Services***

**PHONE: 434-455-2042 FAX: 434-455-2718**

## Report from the NCSBN 2019 Annual Meeting

Robin L. Hills, Deputy Executive Director, Education Programs

The focus of the meeting was on the consideration of the following issues/resolutions:

- Proposed 2020-2022 Strategic Initiatives (approved)
- Proposed APRN Compact language (pulled for further review/revisions after forum)
- Vote on Puerto Rico BON and Spanish General Council as NCSBN Associate Members (approved)
- Proposed 2020 NCLEX-PN Test plan (approved)

In addition to voting, the election of select officers and Board of Director members (Jay Douglas among the Board of Directors for Area III elected), the Annual Meeting included the following presentations:

Keynote Address – Elizabeth Iro, Chief Nursing Officer for the WHO

*Formulating Strategy & Aligning Influence*

- Reported on global nursing workforce – projected 9 million shortfall of nurses by 2030
- 2020 is Year of the Nurse – the plan is to “shine a light” for nurses on 1/1/2020

Committee Forum – APRN Compact –

- Uniform Licensure Requirements (ULRs)
  - Roles
  - Population
  - Certification
  - Education
  - CBC requirement
  - Mandate 2080 hours of experience
  - Denial of licensure for felonies related to patient safety & misdemeanors related to the practice of nursing
- Allow prescribing of noncontrolled substances
- Compact supersedes all ancillary supervisory provisions in state law
- Compact has no jurisdiction over the single-state license & an individual can elect to apply for a single-state license even if they qualify for a multistate license
- 7 states required to go into effect

International Center for Regulatory Scholarship (ICRS) – Maryann Alexander

- an interactive, two-year program offering regulators the opportunity to gain advanced knowledge, enhance their leadership skills, and build a network of colleagues from around the world
- A free program to state boards staff and members consists of both online and in-person courses that provide credit towards the ICRS Certificate as well as continuing education credit
- Initial assessment of knowledge gaps of each participant
- Three pathways:
  - 1) regulation and governance
  - 2) public policy and legislation
  - 3) research
- Final step in the certificate program is the ICRS Leadership Institute that will bring participants together to learn from authorities known worldwide for their accomplishments and leadership

## Occupational Licensure Panel: Past, Present, Future

Past: Paul Larkin Jr, Senior Legal Research Fellow, Meese Center for Legal & Judicial Studies, Institute for Constitutional Government at The Heritage Foundation

- Medical profession has always been treated separately
- Late 19<sup>th</sup> century began an increase in regulation of other professions
  - Agriculture → industrial → service-oriented = 500% increase in # of people subjected to regulated professions
  - Interstate mobility is key – compacts are an answer

Present & Future: Ryan Nunn, Brookings Institute

- Reasons for occupational licensing - public protection and/or barriers to entry
  - the importance of including cost-benefit analysis to ensure that licensing is not overly burdensome to individual licensees and the communities
  - the importance of working toward interstate regulation (eNLC) - those states who do not move toward participating in the Compact are likely to encounter lawsuits against officials and due to limited migration between states (forcing officials to defend an unreasonable argument is a good thing)
  - the importance of streamlining the ability of military personnel to become licensed upon entry into the general public
  - the important role the media can and will play to persuade the public and force consideration

Dialogue with Board of Directors

- Advanced Practice – CMS regulation changes are needed – personal outreach to legislators
- Compact = mobility – 34 states currently part of compact + 3 considering legislation
- Red flags for narcotic diversion are being studied – NCSBN Substance Use Disorder course can be helpful
- Education – NCLEX pass rates – democratized vs elitist approach needed
- Exams – NGN
  - questions on disabilities are incorporated into select scenarios
  - deleting nursing process assessment questions will strengthen measurement of clinical reasoning
  - the effect of the NGN on pass rates remains to be seen
  - what we do know is that we are at the cusp of measuring safe practice
  - candidate performance remains consistent (failed current version → fail NGN; pass current version → pass NGN)

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**VIRGINIA BOARD OF NURSING  
MASSAGE THERAPY ADVISORY BOARD  
MINUTES**

**Wednesday, May 29, 2019**

- TIME AND PLACE:** The meeting of the of the Massage Therapy Advisory Board convened at 10:00 a.m. in Training Room 1, Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia.
- PRESIDING:** Dawn Hogue, L.M.T., Chair
- MEMBERS PRESENT:** Dawn Hogue, L.M.T., Chair  
Stephanie Quinby, L.M.T., Vice-Chair  
Joseph L. Schibner, IV, L.M.T., L.Ac. D.O.M.  
Jermaine Mincey, Citizen Member
- MEMBERS ABSENT:** Kristina Page, L.M.T.
- STAFF PRESENT:** Jay P. Douglas, R.N., M.S.M., C.S.A.C., F.R.E., Executive Director  
Charlette N. Ridout, R.N., M.S., C.N.E., Deputy Executive Director  
Elaine Yeatts, Senior Policy Analyst, Department of Health Professions  
Cathy Hanchey, Administrative Specialist
- IN THE AUDIENCE:** Becky Bowers-Lanier, American Massage Therapy Association-VA Chapter  
Jerry J. Gentile, Virginia Department of Planning & Budget
- CALL TO ORDER:** Ms. Hogue called the business meeting to order at 10:00 a.m., noting that a quorum was established.
- OLD BUSINESS:** Dr. Schibner requested that the Board discuss Thai Yoga Massage further at this meeting. Ms. Hogue recommended that the discussion concerning the Federation of State Massage Therapy Boards' Massage Therapy Licensing Database take place in open session and that Dr. Schibner's request for Thai Yoga Massage be taken up at this meeting. The Agenda as revised was adopted.
- An overview was done of the minutes from the last Massage Therapy Advisory Board meeting held on November 5, 2018. Dr. Schibner moved that the minutes from the November 5, 2018 meeting be approved. The motion was seconded by Ms. Quinby and carried unanimously.
- PUBLIC COMMENT:** Ms. Bowers-Lanier stated that the Virginia Chapter of the American Massage Therapy Association had no public comment at this time.
- NEW BUSINESS:** Ms. Hogue announced that Dr. Schibner and Ms. Quinby's terms expire June 30, 2019, and thanked them for their service. Ms. Douglas advised that she has spoken with the office for the Secretary of Health and Human Resources concerning the necessity for filling the positions. Additionally, Ms. Douglas

reminded Ms. Quinby that she is a member of the Advisory Board until her position has been filled. Ms. Quinby agreed. There is an online application process available for interested persons.

Elections were made for a Vice-Chair for the Advisory Board on Massage Therapy. Ms. Quinby made a motion to nominate Mr. Mincey as Vice-Chair. The motion was seconded by Dr. Schibner and carried unanimously.

Ms. Ridout reviewed the Informal Conference and Formal Hearing schedule for July – December 2019. Ms. Hogue agreed to share her availability upon return to her office, and Board Staff agreed to check with Ms. Page concerning her availability. Ms. Hogue confirmed her availability for the July 2019 Formal Hearings as previously scheduled.

Ms. Ridout presented information to the Advisory Board concerning recent developments and challenges to 18VAC90-50-40 A 2 of the Regulations Governing the Licensure of Massage Therapists for applicants who pass the Massage & Bodywork Licensing Exam (MBLEx) but have not completed or graduated from an approved massage therapy program. MBLEx applicants do not need to graduate from a massage therapy education program prior to applying for the MBLEx, but they are required to verify that they have education and training in the content areas. Discussion focused on public safety, schools providing training in all areas, benchmarks for graduation rates, and importance of clinical experience. Ms. Yeatts advised that lay midwives are the only Department of Health Professions' (DHP) discipline that does not have an educational requirement. Completion of a program is required for all other DHP practitioners. Ms. Quinby moved to recommend a legislative change to § 54.1-3029 A 2 of the Code of Virginia to read as follows: "Has successfully completed a minimum of 500 hours of training from a massage therapy program, consisting of a minimum of 500 hours, certified or approved by the State Council of Higher Education or an agency in another state, ..." The motion was seconded by Dr. Schibner and carried unanimously.

RECESS: The Advisory Board recessed at 10:25 A.M.

RECONVENTION: The Advisory Board reconvened at 10:50 A.M.

NEW BUSINESS (con't.): Ms. Ridout reminded the Advisory Board that provisional licensure under 18VAC90-50-60 of the Regulations Governing the Licensure of Massage Therapists is not automatic. An applicant must request provisional licensure from the Board of Nursing in writing.

Ms. Hanchey noted that the Board of Nursing's web site was recently updated to be more "user-friendly" and specifically addressed the Frequently Asked Questions (FAQs). The Advisory Board suggested revising the answer for "Does Virginia offer provisional licensure for massage therapists?" to



“Provisional licensure is available upon request to an eligible candidate who has filed a completed application ...”

Ms. Ridout advised that for the January – May 2019 time period, serious sexual boundary cases have doubled when compared to the same time period for 2017 and 2018. Many of these cases also result in criminal action. Ms. Quinby noted that the Sanction Reference Points (SRPs) for massage therapist cases should be re-evaluated, and Ms. Douglas advised that the SRPs are potentially under review for 2020. Additional discussion concerning the types of consumer information available through professional organizations was conducted, noting that information is primarily limited to how to find a massage therapist versus what to expect from a practitioner. Dr. Schibner also noted that enrollment in massage therapy classes has been greatly reduced. A request was made to continue reviewing the number of massage therapists who are licensed each year.

Ms. Hanchey presented a brief synopsis of the Federation of State Massage Therapy Boards’ (FSMTB) Massage Therapy Licensing Database (MTLD) and provided answers to questions addressed at the previous Advisory Board meeting as follows:

- There are no additional fees for using MTLD. There may be in-house costs and staff time associated with developing the way information is uploaded, but no charges for the software or templates used.
- There is no public access to MTLD. If an applicant were to challenge the information obtained from MTLD, they would be able to address any inconsistencies or errors through the disciplinary process.
- Each participating state will have access to its own secure FTP site. Virginia’s information would not be able to be “overwritten” by another state’s information.
- There are currently six states that have signed Memorandums and are considered participating states.

Dr. Schibner moved to recommend that the Virginia Board of Nursing execute the Memorandum with FSMTB to participate fully in the MTLD. The motion was seconded by Ms. Quinby and carried unanimously.

Dr. Schibner requested discussion concerning Thai Yoga Massage. This is physically manipulating the body, soft tissues, pushing the body, and stretching. Ms. Douglas reminded the Advisory Board that it does not provide a laundry list of therapies and looks to the facts of the situation for cases. The concern is that schools may be teaching Thai Yoga Massage, but it does not fall under the massage therapy program and instructors are not letting students know they need to be licensed. Yoga schools are exempt from oversight by the State Council of Higher Education for Virginia (SCHEV), but the Virginia Board of Nursing could have discussion with SCHEV that if schools are teaching Thai Yoga Massage, they will need to meet the industry standard.

**REPORTS:**

Ms. Hanchey provided an oral report re-capping the FSMTB Third Annual Member Board Executive Summit held in Cleveland, Ohio on April 18-19, 2019.

- FSMTB is available to attend states' Board meetings to discuss the benefits of FSMTB membership at no charge to the inviting state.
- FSMTB's Regulatory Education and Competence Hub (REACH) is an online education center. Virginia may be able to refer respondents to FSMTB to meet specific education requirements.
- Tennessee performed a 100% audit of continuing education requirements and found that 83-87% of licensees were noncompliant.
- There is pending federal litigation about offering the MBLEx in Mandarin Chinese.
- MBLEx application fees will be \$260 effective April 1, 2020.
- There is a current trend toward deregulation; however, in the biggest deregulatory state of Colorado, none of the professions were in the medical field.
- MBLEx security discussion focused on item harvesting, identity fraud, human trafficking, and training centers. FSMTB will investigate if the state thinks there is an issue, and may result in MBLEx score invalidation.
- California is no longer requiring the MBLEx, but they may come back to it after two years.

**INFORMATION ONLY:**

Ms. Hanchey reiterated that applications for initial licensure are exclusively accepted online. Paper applications are only available for applicants whose first application expired before completion. Reinstatement applications may be requested from the Board, and new versions will be posted to the web site shortly.

**DISCUSSION OF  
FUTURE MEETINGS:**

Board staff will coordinate with the Advisory Board on Massage Therapy members on availability for a meeting in the spring 2020.

**ADJOURNMENT:**

Dr. Schibner made a motion to conclude the meeting. The motion was seconded by Mr. Mincey and carried unanimously. The meeting was adjourned at 12:05 p.m.

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Charlette N. Ridout, R.N., M.S., C.N.E.  
Executive Director



DA

# COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
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## Memo

**To:** Board Members  
**From:** Jay P. Douglas, MSM, RN, CSAC, FRE  
**Date:** April 26, 2019  
**Re:** Dates for 2020 Board Meetings and Formal Hearings

The following dates are for the 2020 Board meetings and formal hearings:

January 27 – 30, 2020

March 16 – 19, 2020

May 18 – 21, 2020

July 20 – 23, 2020

September 14 – 17, 2020

November 16 – 19, 2020

**cc:** C. Mitchell  
J. Banning  
A. Joseph



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# COMMONWEALTH of VIRGINIA

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## MEMORANDUM

To: Board Members

From: Charlette Ridout, RN, MS, CNE  
Deputy Executive Director

Date: August 16, 2019

Subject: Recommendations from the Licensed Massage Therapy Advisory Board.

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The Licensed Massage Therapy Advisory Board met on Wednesday, May 29, 2019 and made the following recommendations for changes to Guidance Documents:

- *Guidance Document 90-47 Guidance on Massage Therapy Practice* add the word “breast” under Appropriate Draping and Technique
- *Guidance Document 90-58 By-Laws The Advisory Board on Massage Therapy* under Article III- Meetings Section 3. Change Order of Business to Order of Agenda and delete 1-7.

## Virginia Board of Nursing

### Guidance on Massage Therapy Practice

#### Documentation of Training and Education:

If modalities of bodywork and specialized massage are incorporated into massage therapy practice, the Board of Nursing recommends that the Licensed Massage Therapist (LMT) maintain documentation of education and/or training in that area.

#### Appropriate Draping and Technique:

Areas that should be draped and not touched unless medically indicated for a condition referred by a physician, nurse practitioner or physician assistant and with the written informed consent of the client include: Anus, penis, testicles, scrotum, vagina, labia, clitoris, breast, nipples, and areola.

#### Consent:

Signed parental consent is recommended for massage therapy clients under the age of 18 years.

#### County/City Requirements:

A LMT should be knowledgeable about local/city requirements in which they practice.

#### Practice of Massage Therapy and use of title "massage therapist":

Pursuant to § 54.1-3000 of the Code of Virginia:

*A "massage therapist" means a person who meets the qualifications specified in this chapter and who is currently licensed by the Board.*

*The practice of "Massage therapy" means the treatment of soft tissues for therapeutic purposes by the application of massage and bodywork techniques based on the manipulation or application of pressure to the muscular structure or soft tissues of the human body. The term "massage therapy" does not include the diagnosis or treatment of illness or disease or any service or procedure for which a license to practice medicine, nursing, midwifery, chiropractic, physical therapy, occupational therapy, acupuncture, athletic training, or podiatry is required by law or any service described in § 54.1-3001(18).*

According to § 54.1-3008, it shall be a Class 1 misdemeanor for any person to:

*Engage in the practice of massage therapy or hold himself out as practicing massage therapy unless he holds a license as a massage therapist issued by the Board.*

**BYLAWS**

**THE ADVISORY BOARD ON MASSAGE THERAPY  
VIRGINIA BOARD OF NURSING**

**Article I - Members of the Advisory Board**

The appointments and limitations of service of the members shall be in accordance with Section 54.1-3029.1 of the Code of Virginia.

**Article II - Officers**

**Section 1. Titles of Officers** - The officers of the advisory board shall consist of a chairman and a vice-chairman elected by the advisory board. The Deputy Executive Director of the Board of Nursing shall serve in an advisory capacity.

**Section 2. Terms of Office** - The chairman and the vice-chairman shall serve for a one-year term and may not serve for more than two consecutive terms in each office. The election of officers shall take place at the first meeting after July 1, and officers shall assume their duties immediately thereafter.

**Section 3. Duties of Officers.**

**a. Chairman**

- (1) The chairman shall preside at all meetings when present, make such suggestions as he may deem calculated to promote and facilitate its work, and discharge all other duties pertaining by law or by resolution of the advisory board. The chairman shall preserve order and conduct all proceedings according to and by parliamentary rules and demand conformity thereto on the part of the members.
- (2) The chairman shall appoint members of all committees as needed.
- (3) The chairman shall act as liaison between the advisory board and the Board of Nursing on matters pertaining to certification, discipline, legislation and regulation of massage therapy.

**b. Vice-Chairman**

The vice-chairman shall preside at meetings in the absence of the chairman and shall take over the other duties of the chairman as may be made necessary by the absence of the chairman.

### **Article III - Meetings**

Section 1. There shall be at least one meeting each year in order to elect the chairman and vice-chairman and to conduct such business as may be deemed necessary by the advisory board.

Section 2. Quorum - Three members shall constitute a quorum for transacting business.

Section 3. Order of ~~Business~~ the Agenda - ~~The order of business shall be as follows:~~

- ~~(1) Calling roll and recording names of members present~~
- ~~(2) Approval of minutes of preceding regular and special meetings~~
- ~~(3) Adoption of Agenda~~
- ~~(4) Public Comment Period~~
- ~~(5) Report of Officers~~
- ~~(6) Old Business~~
- ~~(7) New Business~~

~~The order of business~~ the agenda may be changed at any meeting by a majority vote.

### **Article IV - Amendments**

Amendments to these bylaws may be proposed by presenting the amendments in writing to all advisory board members prior to any scheduled advisory board meeting. If the proposed amendment receives a majority vote of the members present at that regular meeting, it shall be presented for consideration and vote to the Board of Nursing at its next regular meeting.

**VIRGINIA BOARD OF NURSING  
EDUCATION INFORMAL CONFERENCE COMMITTEE MINUTES  
July 10, 2019**

**TIME AND PLACE:** The meeting of the Education Informal Conference Committee was convened at 10:08 a.m. at the Department of Health Professions, 9960 Mayland Drive, Suite 201, Board Room 3, Henrico, Virginia.

**MEMBERS PRESENT:** Joyce Hahn, PhD, RN, NEA-BC, FNAP, FAAN, Chair  
Mark Monson, Citizen Member  
Cynthia M. Swineford, RN, MSN, CNE (Observed)

**STAFF PRESENT:** Robin Hills, DNP, RN, WHNP, Deputy Executive Director  
Jacquelyn Wilmoth, MSN, RN, Nursing Education Program Manager  
Beth Yates, Nursing and Nurse Aide Education Coordinator

**OTHERS PRESENT:** Anne G. Joseph, Administrative Proceedings Division  
Faculty from Piedmont Virginia Community College

**CONFERENCES SCHEDULED:** **Piedmont Virginia Community College, Practical Nursing Program, Charlottesville, Virginia US28203800**

Kelly H. Farnsworth, MSN, RN, Program Director, Dr. John Donnelly, Vice President Instruction and Student Services, Dr. Jean Chappell, Dean Health and Life Sciences appeared, accompanied by the Program's attorney, Noelle Shaw-Bell, Esq., System Counsel and Senior Assistant Attorney General

At 11:55 a.m. Mr. Monson moved that the Education Informal Conference Committee convene a closed meeting pursuant to §2.2-3711(A) (27) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Piedmont Virginia Community College practical nursing education program. Additionally, he moved that Dr. Hills, Ms. Swineford, Ms. Joseph, and Ms. Yates attend the closed meeting because their presence in the closed meeting was deemed necessary.

The motion was seconded and carried unanimously. The Committee reconvened in open session at 12:50 p.m.

Mr. Monson moved that the Education Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

**Action:** Mr. Monson moved to recommend that Piedmont Virginia Community College be continued on conditional approval with terms and conditions.

This recommendation will be presented to the full Board on September 17, 2019; if accepted, an Order will be entered. As provided by law, this decision shall be a Final Order.



**Public Comment**

There was no public comment.

**Program Updates**

Nurse Aide Education  
Program Application

**Grace Health & Rehab of Greene County  
Hybrid Nurse Aide Education Program, Stanardsville**

No representatives for the program were present.

**Action:** Mr. Monson moved to recommend that the application for a nurse aide education program be denied as the application did not provide evidence of compliance with 18VAC90-26-20(B).

This recommendation will be presented to the full Board on September 17, 2019.

Nursing Education  
Program Update

2018 Annual Report was closed 4/5/2019

Ms. Wilmoth presented updates on the following:

- Accreditation status of select programs
- Survey Visits
- Program Closures

Meeting adjourned at 1:56 p.m.



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Robin Hills, DNP, RN, WHNP  
Deputy Executive Director

**VIRGINIA BOARD OF NURSING  
EDUCATION INFORMAL CONFERENCE COMMITTEE MINUTES  
September 10, 2019**

**TIME AND PLACE:** The meeting of the Education Informal Conference Committee was convened at 9:34 a.m. in Suite 201, Department of Health Professions, 9960 Mayland Drive, Second Floor, Board Room 4, Henrico, Virginia.

**MEMBERS PRESENT:** Ethlyn McQueen-Gibson, DNP, MSN, RN, BC, Chair  
Cynthia M. Swineford, RN, MSN, CNE

**STAFF PRESENT:** Jay Douglas, Executive Director, RN, MSM, CSAC, FRE  
Robin Hills, DNP, RN, WHNP, Deputy Executive Director  
Terri Clinger, DNP, RN, CPNP-PC, Deputy Executive Director  
Jacquelyn Wilmoth, RN, MSN, Nursing Education Program Manager  
Beth Yates, Nursing and Nurse Aide Education Coordinator

**OTHERS PRESENT:** Anne G. Joseph, Administrative Proceedings Division

**PUBLIC COMMENT:** There was no public comment.

**DISCUSSION ITEMS:** Nursing Education Site Visits  
Jacquelyn Wilmoth updated the Committee regarding the status of Chester Career College.

**VOLUNTARY CLOSURE:** Centura College, Norfolk, PN Program, Norfolk, US28106200  
The practical nursing program accepted the Board Order and voluntarily closed July 31, 2019.

**FACULTY EXCEPTIONS:** **Liberty University, BSN Program  
Lynchburg, US28500000**  
Shanna Akers, Ed.D, MSN, RN, Dean, and Tracey Turner Ed.D, MSN, RNC-OB, Chair, appeared.

Ms. Swineford moved that the Education Informal Conference Committee of the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A) (27) of the Code of Virginia at 10:26 a.m. for the purpose of deliberation to reach a decision in the matter of Liberty University RN program. Additionally, Ms. Swineford moved that, Ms. Douglas, Dr. Hills, Dr. Clinger, Ms. Wilmoth, and Ms. Yates attend the closed meeting because their presence in the closed meeting was deemed necessary and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously. The Committee reconvened in open session at 10:39 a.m.

Ms. Swineford moved that the Education Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

**ACTION:** Ms. Swineford moved to recommend approval of 24 continued faculty exceptions for Liberty University RN program.

**CONFERENCES SCHEDULED:** **Medical Learning Center, Practical Nursing Program  
Fairfax, Virginia US28110500**  
Joy Peck, RN, MA, M.ED, Director of Nursing, and Gullalai Safi, Administrator, appeared accompanied by Michael Lau, Esq., legal counsel

Mr.Lau objected to the introduction of additional information that was emailed to him and the representatives of Medical Learning Center on September 9, 2019 and provided in hard copy at the hearing on September 10, 2019. The Chair ruled to not consider the additional information.

Ms. Swineford moved that the Education Informal Conference Committee of the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A) (27) of the Code of Virginia at 1:16 p.m. for the purpose of deliberation to reach a decision in the matter of Medical Learning Center practical nursing education program. Additionally, Ms. Swineford moved that Dr. Hills, Ms. Joseph, Ms. Wilmoth, and Ms. Yates attend the closed meeting because their presence in the closed meeting was deemed necessary and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously. The Committee reconvened in open session at 2:58 p.m.

Ms. Swineford moved that the Education Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

**ACTION:** Ms. Swineford moved to recommend to the Board that it withdraw initial approval for Medical Learning Center to operate a practical nursing education program.

This recommendation will be presented to the full Board on November 19, 2019; if accepted, an Order will be entered. As provided by law this decision shall be a Final Order.

Meeting adjourned at 3:03 p.m.



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Robin Hills, RN, DNP, WHNP  
Deputy Executive Director



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# COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

## Department of Health Professions


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### MEMORANDUM

TO: Members of the Board of Nursing  
FROM: Robin L. Hills, DNP, RN, WHNP   
Deputy Executive Director for Education  
DATE: September 12, 2019  
RE: 2020 Dates for Education Informal Conference Meetings

Listed below are the scheduled dates of the Education Informal Conference Committee meetings for the calendar year 2020:

- Wednesday, January 15, 2020
- Wednesday, March 4, 2020
- Tuesday, May 12, 2020
- Wednesday, July 8, 2020
- Wednesday, September 2, 2020
- Wednesday, November 4, 2020

All meetings are currently scheduled to begin a 9:00 a.m.

**Agenda Item: Regulatory Actions - Chart of Regulatory Actions  
As of August 22, 2019**

FL

Board		Board of Nursing
Chapter	Action / Stage Information	
[18 VAC 90 - 19]	Regulations Governing the Practice of Nursing	<p><u>Registration of clinical nurse specialists</u> [Action 5306]</p> <p>NOIRA - Register Date: 7/22/19                      Comment closed: 8/21/19                      Board to adopt proposed regulation: 9/17/19</p>
[18 VAC 90 - 26]	Regulations for Nurse Aide Education Programs	<p><u>Implementing Result of Periodic Review</u> [Action 5157]</p> <p>NOIRA - Register Date: 5/13/19                      Comment closed: 6/12/19                      Board to consider comment on NOIRA: 9/17/19</p>
[18 VAC 90 - 30]	Regulations Governing the Licensure of Nurse Practitioners	<p><u>Autonomous practice</u> [Action 5132]</p> <p>Proposed - At Governor's Office for 10 days</p>
[18 VAC 90 - 30]	Regulations Governing the Licensure of Nurse Practitioners	<p><u>Supervision and direction of laser hair removal</u> [Action 4863]</p> <p>Final - Register Date: 7/8/19                      Regulation effective: 8/7/19</p>
[18 VAC 90 - 40]	Regulations for Prescriptive Authority for Nurse Practitioners	<p><u>Elimination of separate license for prescriptive authority</u> [Action 4958]</p> <p>Proposed - Register Date: 7/22/19                      Comment closes: 9/21/19                      Board to adopt final regulations in Nov.</p>

**Agenda Item: Adoption of proposed regulations for clinical nurse specialist registration**

F2

**Enclosed is:**

Copy of the NOIRA notice and comments on the NOIRA

Copy of DRAFT proposed regulations

**Staff note:**

This action is a response to a petition for rulemaking.

**Board action:**

To adopt the draft proposed regulations as presented in the agenda package; or

To adopt proposed regulations as amended by the Board

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Agency

Department of Health Professions

Board

Board of Nursing

Chapter

Regulations Governing the Practice of Nursing [18 VAC 90 - 19]

**Action:** Registration of clinical nurse specialists**Notice of Intended Regulatory Action (NOIRA)**

Action 5306 / Stage 8655

 [Edit Stage](#)
 [Withdraw Stage](#)
 [Go to RIS Project](#)

Documents		
Preliminary Draft Text	None submitted	<a href="#">Sync Text with RIS</a>
<a href="#">Agency Statement</a>	6/11/2019	<a href="#">Upload / Replace</a>
<a href="#">Governor's Review Memo</a>	7/1/2019	
<a href="#">Registrar Transmittal</a>	7/1/2019	

Status	
<b>Public Hearing</b>	No plan for a public hearing at the proposed stage.
<b>Exempt from APA</b>	No, this stage/action is subject to article 2 of the <i>Administrative Process Act</i> and the standard executive branch review process.
<b>DPB Review</b>	Submitted on 6/11/2019 Policy Analyst: <a href="#">Nikhil Edward</a> Review Completed: 6/25/2019 <i>DPB's policy memo is "Governor's Confidential Working Papers"</i>
<b>Governor's Review</b>	Review Completed: 7/1/2019 Result: Approved
<b>Virginia Registrar</b>	Submitted on 7/1/2019 <a href="#">The Virginia Register of Regulations</a> Publication Date: 7/22/2019 <a href="#">Volume: 35 Issue: 24</a>
<b>Comment Period</b>	<a href="#">Last Day for Comments!</a> <a href="#">Ends Today! (8/21/2019)</a> <a href="#">Currently 9 comments</a>

Contact information	
<b>Name / Title:</b>	Jay P. Douglas, R.N. / <i>Executive Director</i>
<b>Address:</b>	9960 Mayland Drive Suite 300 Richmond, VA 23233

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**VIRGINIA**  
 REGULATORY TOWN HALL


Agency

**Department of Health Professions**

Board

**Board of Nursing**

Chapter

**Regulations Governing the Practice of Nursing [18 VAC 90 - 19]**

<b>Action</b>	<b><u>Registration of clinical nurse specialists</u></b>
<b>Stage</b>	<b><u>NOIRA</u></b>
<b>Comment Period</b>	<b>Ends 8/21/2019 (today!)</b>

9 comments

All good comments for this forum [Show Only Flagged](#)[Back to List of Comments](#)**Commenter:** Sarah W. Taylor, Sentara Healthcare

7/29/19 7:46 pm

**Registration of Clinical Nurse Specialists**

The title of CNS is recognized and title protected by Virginia law for those educated and certified as CNSs and acknowledged as advanced practice registered nurses. This acknowledgement closely aligns with the intent of the Consensus Model for APRN Regulation. The National Council of State Boards of Nursing (NCSBN) also acknowledges the CNS practice as one of the four advanced practice nursing roles, which is also consistent with the long-standing recognition of CNSs as providers by the Centers of Medicare and Medicaid Services (CMS). I encourage the board to consider the changes proposed by the Virginia Association of CNSs to define regulations to standardize the language used for initial and renewal, education, certification credentialing of CNS practice in Virginia and modify the language in so that CNSs shall be recognized as being able to provide advanced services according to the specialized training received from a program satisfactory to the Board.

Respectfully,

Sarah Taylor, AGCNS-BC, MSN, MHR, CEN

**Commenter:** Linda Thurby-Hay President of Virginia Association of CNSs

7/30/19 2:26 pm

**Support**

As President of the Virginia Association of Clinical Nurse Specialists, I wholeheartedly support this NOIRA. VaCNS appreciates the supportive comments from Clinical Nurse Specialists (CNS) across Virginia as well as those of the APRN community. Although it does not include all the desired elements described in our petition, it answers some urgent concerns. VaCNS looks forward to not only working with the Board of Nursing to update current CNS regulations related to CNS registration and practice in Virginia, but to work collaboratively, using the national practice standards formulated by the National Association of Clinical Nurse Specialists, to assimilate descriptions of CNS practice described in the Code of Virginia with that of the Consensus Model for APRN Regulation.



**Commenter:** Phyllis Whitehead

7/31/19 7:19 am

**Support**

As a practicing Clinical Nurse Specialist in Virginia, I support the NOIRA. I appreciate the Board of Nursing working with the Virginia Association of Clinical Nurse Specialists to update the current Clinical Nurse Specialist (CNS) regulations related registration and practice in Virginia. I also support continued work to align the Code of Virginia regarding CNS practice with the Consensus Model for APRN regulation.

**Commenter:** Cindy Ward, Carilion Roanoke Memorial Hospital

8/2/19 1:58 pm

**Support**

As a registered Clinical Nurse Specialist in Virginia and President-Elect of the Virginia Association of Clinical Nurse Specialists, I support the NOIRA and look forward to working with the Board of Nursing to update the current clinical nurse specialist regulations to support CNS registration and continued practice in Virginia, and to working collaboratively to align the Code of Virginia regarding CNS practice with the Consensus Model for APRN Regulation.

Cindy Ward, DNP, RN-BC, CMSRN, ACNS-BC

**Commenter:** Catherine Smith, DNP, RN, CCNS, CCRN

8/3/19 4:44 pm

**Support**

As a registered Clinical Nurse Specialist in Virginia and a member of the Virginia Association of Clinical Nurse Specialists, I fully support the NOIRA and look forward to not only working with the Board of Nursing to update the current clinical nurse specialist regulations to support CNS registration and practice in Virginia, but to continue working collaboratively to align the Code of Virginia regarding CNS practice with the APRN Consensus Model.

**Commenter:** Lisa Abrams, APN

8/7/19 6:16 pm

**Change in CNS Regulations**

Support !!!

**Commenter:** Ellen M. Harvey DNP, RN, ACNS-BC, CCRN, TCRN, FCCM;  
VaCNS

8/9/19 3:18 pm

**NOIRA CNS Regulation**

As a registered Clinical Nurse Specialist in Virginia, I support the NOIRA to support CNS registration and continued collaborative efforts to align the Code of Virginia with the Consensus Model for APRN Regulation.

**Commenter:** Jennifer Matthews, Ph.D, RN A-CNS, FAAN; Shenandoah University

8/12/19 5:13 pm

**Support of the Regulatory Changes for the APRN status of CNS**

**Commenter:** F. Kay Butler, MSN RN AGCNS-BC CCRN ACM-RN, RN the Know, LLC

8/19/19 3:16 pm

**Support NOIRA**

I am a registered Clinical Nurse Specialist in Virginia, and am also board certified by the American Nurses Credentialing Center, as an Adult Gerontology Clinical Nurse Specialist. I am a member of the Virginia Association of Clinical Nurse Specialists, as well as a member of the National Association of Clinical Nurse Specialists. I fully support the notice of intended regulatory action (NOIRA) that has been submitted.

I stand behind any collaborative efforts that will align the Code of Virginia with the Consensus Model for APRN regulation, licensure, accreditation, certification and education. The residents of Virginia deserve access to the very best care providers available, practicing to their fullest educational preparation levels.

**Project 6073 - NOIRA**

**BOARD OF NURSING**

**Registration of clinical nurse specialists**

**18VAC90-19-30. Fees.**

**A. Fees required by the board are:**

1. Application for licensure by examination - RN	\$190
2. Application for licensure by endorsement - RN	\$190
3. Application for licensure by examination - LPN	\$170
4. Application for licensure by endorsement - LPN	\$170
5. Reapplication for licensure by examination	\$50
6. Biennial licensure renewal - RN	\$140
7. Biennial inactive licensure renewal - RN	\$70
8. Biennial licensure renewal - LPN	\$120
9. Biennial inactive licensure renewal - LPN	\$60
10. Late renewal - RN	\$50
11. Late renewal - RN inactive	\$25
12. Late renewal - LPN	\$40
13. Late renewal - LPN inactive	\$20
14. Reinstatement of lapsed license - RN	\$225
15. Reinstatement of lapsed license - LPN	\$200
16. Reinstatement of suspended or revoked license <u>or</u> <u>registration</u>	\$300
17. Duplicate license	\$15
18. Replacement wall certificate	\$25
19. Verification of license	\$35
20. Transcript of all or part of applicant or licensee records	\$35
21. Returned check charge	\$35
22. Application for CNS registration	\$130
23. Biennial renewal of CNS registration	\$80

24. Reinstatement of lapsed CNS registration	\$125
25. Verification of CNS registration to another jurisdiction	\$35
26. Late renewal of CNS registration	\$35

B. For renewal of licensure or registration from July 1, 2017, through June 30, 2019, the following fees shall be in effect:

1. Biennial licensure renewal - RN	\$105
2. Biennial inactive licensure renewal - RN	\$52
3. Biennial licensure renewal - LPN	\$90
4. Biennial inactive licensure renewal - LPN	\$45
5. Biennial renewal of CNS registration	\$60

#### Part IV

#### Clinical Nurse Specialists

#### 18VAC90-19-210. Clinical nurse specialist registration.

A. Initial registration. An applicant for initial registration as a clinical nurse specialist shall:

1. Be currently licensed as a registered nurse in Virginia or hold a current multistate licensure privilege as a registered nurse;
2. Submit evidence of current national clinical nurse specialist certification, including core certification or a certification that has been retired, as required by § 54.1-3018.1 of the Code of Virginia or have an exception available from March 1, 1990, to July 1, 1990; and
3. Submit the required application and fee.

B. Renewal of registration.

1. Registration as a clinical nurse specialist shall be renewed biennially at the same time the registered nurse license is renewed. If registered as a clinical nurse specialist with a multistate licensure privilege to practice in Virginia as a registered nurse, a licensee born in an even-numbered year shall renew his license by the last day of the birth month in

even-numbered years and a licensee born in an odd-numbered year shall renew his license by the last day of the birth month in odd-numbered years.

2. The clinical nurse specialist shall complete the renewal form and submit it with the required fee. An attestation of current national certification as a clinical nurse specialist, including core certification or a certification that has been retired, is required unless registered in accordance with an exception.

3. Registration as a clinical nurse specialist shall lapse if the registered nurse license is not renewed or the multistate licensure privilege is lapsed or registration as a clinical nurse specialist is not renewed and may be reinstated within one renewal period upon:

- a. Reinstatement of RN license or multistate licensure privilege, if lapsed;
- b. Payment of ~~reinstatement~~ and current renewal fees and late renewal fees; and
- c. Submission of evidence of continued national certification as a clinical nurse specialist, including core certification or a certification that has been retired, unless registered in accordance with an exception.

#### C. Reinstatement of registration.

1. A clinical nurse specialist whose registration has lapsed for more than one renewal period may be reinstated by submission of:

- a. A reinstatement application and reinstatement fee;
- b. Evidence of a current RN license or multistate privilege;
- c. Evidence of current national certification as a clinical nurse specialist, including core certification or a certification that has been retired, unless registered in accordance with an exception.

2. A clinical nurse specialist whose registration has been suspended or revoked by the board may apply for reinstatement by:

a. Filing a reinstatement application;

b. Fulfilling requirements specified in subsection C 1 of this section; and

c. Paying the fee for reinstatement after suspension or revocation.

The board may request additional evidence that the clinical nurse specialist is prepared to resume practice in a competent manner. A clinical nurse specialist whose license has been revoked may not apply for reinstatement sooner than three years from entry of the order of revocation.

F3

**Agenda Item: Adoption of Regulation for Waiver of Electronic Prescribing  
by Emergency Action**

Included in agenda package:

Copy of HB2559 – Amendments to Code to require electronic prescribing of an opioid by July 1, 2020

Draft of amendments

Staff note:

Enactment clause on HB2559 requires adoption of regulations within 280 days, so the Board must amend by an emergency action.

**Action: Adoption of emergency regulations and a Notice of Intended Regulatory Action (NOIRA) to replace the emergency regs**

# VIRGINIA ACTS OF ASSEMBLY -- 2019 SESSION

## CHAPTER 664

*An Act to amend and reenact §§ 54.1-3408.02, as it shall become effective, and 54.1-3410 of the Code of Virginia, relating to electronic transmission of certain prescriptions; exceptions.*

[H 2559]

Approved March 21, 2019

**Be it enacted by the General Assembly of Virginia:**

**1. That §§ 54.1-3408.02, as it shall become effective, and 54.1-3410 of the Code of Virginia are amended and reenacted as follows:**

**§ 54.1-3408.02. (Effective July 1, 2020) Transmission of prescriptions.**

A. Consistent with federal law and in accordance with regulations promulgated by the Board, prescriptions may be transmitted to a pharmacy as an electronic prescription or by facsimile machine and shall be treated as valid original prescriptions.

B. Any prescription for a controlled substance that contains an ~~opioid~~ *opioid* shall be issued as an electronic prescription.

C. *The requirements of subsection B shall not apply if:*

1. *The prescriber dispenses the controlled substance that contains an opioid directly to the patient or the patient's agent;*

2. *The prescription is for an individual who is residing in a hospital, assisted living facility, nursing home, or residential health care facility or is receiving services from a hospice provider or outpatient dialysis facility;*

3. *The prescriber experiences temporary technological or electrical failure or other temporary extenuating circumstance that prevents the prescription from being transmitted electronically, provided that the prescriber documents the reason for this exception in the patient's medical record;*

4. *The prescriber issues a prescription to be dispensed by a pharmacy located on federal property, provided that the prescriber documents the reason for this exception in the patient's medical record;*

5. *The prescription is issued by a licensed veterinarian for the treatment of an animal;*

6. *The FDA requires the prescription to contain elements that are not able to be included in an electronic prescription;*

7. *The prescription is for an opioid under a research protocol;*

8. *The prescription is issued in accordance with an executive order of the Governor of a declared emergency;*

9. *The prescription cannot be issued electronically in a timely manner and the patient's condition is at risk, provided that the prescriber documents the reason for this exception in the patient's medical record; or*

10. *The prescriber has been issued a waiver pursuant to subsection D.*

D. *The licensing health regulatory board of a prescriber may grant such prescriber, in accordance with regulations adopted by such board, a waiver of the requirements of subsection B, for a period not to exceed one year, due to demonstrated economic hardship, technological limitations that are not reasonably within the control of the prescriber, or other exceptional circumstances demonstrated by the prescriber.*

**§ 54.1-3410. When pharmacist may sell and dispense drugs.**

A. A pharmacist, acting in good faith, may sell and dispense drugs and devices to any person pursuant to a prescription of a prescriber as follows:

1. A drug listed in Schedule II shall be dispensed only upon receipt of a written prescription that is properly executed, dated and signed by the person prescribing on the day when issued and bearing the full name and address of the patient for whom, or of the owner of the animal for which, the drug is dispensed, and the full name, address, and registry number under the federal laws of the person prescribing, if he is required by those laws to be so registered. If the prescription is for an animal, it shall state the species of animal for which the drug is prescribed;

2. In emergency situations, Schedule II drugs may be dispensed pursuant to an oral prescription in accordance with the Board's regulations;

3. Whenever a pharmacist dispenses any drug listed within Schedule II on a prescription issued by a prescriber, he shall affix to the container in which such drug is dispensed, a label showing the prescription serial number or name of the drug; the date of initial filling; his name and address, or the name and address of the pharmacy; the name of the patient or, if the patient is an animal, the name of the owner of the animal and the species of the animal; the name of the prescriber by whom the prescription was written, except for those drugs dispensed to a patient in a hospital pursuant to a chart order; and such directions as may be stated on the prescription.



B. A drug controlled by Schedules III through VI or a device controlled by Schedule VI shall be dispensed upon receipt of a written or oral prescription as follows:

1. If the prescription is written, it shall be properly executed, dated and signed by the person prescribing on the day when issued and bear the full name and address of the patient for whom, or of the owner of the animal for which, the drug is dispensed, and the full name and address of the person prescribing. If the prescription is for an animal, it shall state the species of animal for which the drug is prescribed.

2. If the prescription is oral, the prescriber shall furnish the pharmacist with the same information as is required by law in the case of a written prescription for drugs and devices, except for the signature of the prescriber.

A pharmacist who dispenses a Schedule III through VI drug or device shall label the drug or device as required in subdivision A 3 of this section.

C. A drug controlled by Schedule VI may be refilled without authorization from the prescriber if, after reasonable effort has been made to contact him, the pharmacist ascertains that he is not available and the patient's health would be in imminent danger without the benefits of the drug. The refill shall be made in compliance with the provisions of § 54.1-3411.

If the written or oral prescription is for a Schedule VI drug or device and does not contain the address or registry number of the prescriber, or the address of the patient, the pharmacist need not reduce such information to writing if such information is readily retrievable within the pharmacy.

D. Pursuant to authorization of the prescriber, an agent of the prescriber on his behalf may orally transmit a prescription for a drug classified in Schedules III through VI if, in such cases, the written record of the prescription required by this subsection specifies the full name of the agent of the prescriber transmitting the prescription.

E. (Effective July 1, 2020) ~~No pharmacist shall dispense a controlled substance that contains an opiate unless the prescription for such controlled substance is issued as an electronic prescription. A dispenser who receives a non-electronic prescription for a controlled substance containing an opioid is not required to verify that one of the exceptions set forth in § 54.1-3408.02 applies and may dispense such controlled substance pursuant to such prescription and applicable law.~~

**2. That the Board of Medicine, the Board of Nursing, the Board of Dentistry, and the Board of Optometry shall promulgate regulations to implement the provisions of this act regarding prescriber waivers to be effective within 280 days of its enactment.**

**3. That the Secretary of Health and Human Resources shall convene a work group of interested stakeholders, including the Medical Society of Virginia, the Virginia Hospital and Healthcare Association, the Virginia Dental Association, the Virginia Association of Health Plans, and the Virginia Pharmacists Association, to evaluate the implementation of the electronic prescription requirement for controlled substances and shall report to the Chairmen of the House Committee on Health, Welfare and Institutions and the Senate Committee on Education and Health by November 1, 2022. The work group's report shall identify the successes and challenges of implementing the electronic prescription requirement and offer possible recommendations for increasing the electronic prescribing of controlled substances that contain an opioid.**

**Project 6115 - none**

**BOARDS OF NURSING AND MEDICINE**

**Waiver for e-prescribing**

**18VAC90-40-122. Waiver for electronic prescribing.**

A. Beginning July 1, 2020, a prescription for a controlled substance that contains an opioid shall be issued as an electronic prescription as consistent with § 54.1-3408.02 of the Code of Virginia.

B. Upon written request, the boards may grant a one-time waiver of the requirement of subsection A of this section, for a period not to exceed one year, due to demonstrated economic hardship, technological limitations that are not reasonably within the control of the prescriber, or other exceptional circumstances demonstrated by the prescriber.

F4 - Revised

**Agenda Item: Consideration of comment on Notice of Intended Regulatory Action (NOIRA) for nurse aide education programs**

**Included in you agenda package:**

Copy of summary of the intended regulatory change in the NOIRA

Copy of comments on the NOIRA

**Staff note:**

Given the issues raised relating to the impact of some of the intended changes, the Board may want to refer the regulation to a committee for further discussion.

**Action:**

Board discussion of comments and course of action



townhall.virginia.gov

## Notice of Intended Regulatory Action (NOIRA) Agency Background Document

<b>Agency name</b>	Board of Nursing; Department of Health Professions
<b>Virginia Administrative Code (VAC) citation(s)</b>	18VAC90-26-10 et seq.
<b>Regulation title(s)</b>	Regulations for Nurse Aide Education Programs
<b>Action title</b>	Periodic review
<b>Date this document prepared</b>	10/4/18

This information is required for executive branch review and the Virginia Registrar of Regulations, pursuant to the Virginia Administrative Process Act (APA), Executive Order 14 (as amended, July 16, 2018), the Regulations for Filing and Publishing Agency Regulations (1 VAC 7-10), and the *Virginia Register Form, Style, and Procedure Manual for Publication of Virginia Regulations*.

### Brief Summary

*Please provide a brief summary (preferably no more than 2 or 3 paragraphs) of the subject matter, intent, and goals of this regulatory change (i.e., new regulation, amendments to an existing regulation, or repeal of an existing regulation).*

As a result of periodic review of Chapter 26, the Board will consider adoption of amendments to clarify and update regulations for approval of nurse aide education programs. Substantive changes being considered include:

- 1) A change the timeframe for a program application to the Board from 90 days to 180 days to allow adequate time for review of criteria and a site visit before the expected opening date;
- 2) A requirement that all clinical sites must be within 30 miles of the educational program or have Board approval (current policy of the Board);
- 3) A requirement for the certificate of completion to include specific information on the name of the program, the approval number from the Board, and the signature of the primary instructor or program coordinator;

- 4) A requirement for the primary instructor that states that while on-site to instruct students, that person cannot assume other duties within the school (such as serving as the school nurse and teaching the CNA course simultaneously);
- 5) A six-hour refresher course every three years for instructors to remain qualified to teach the nurse aide curriculum;
- 6) A change in the length of program to add 20 hours, from 120 to 140, with 20 hours specifically designated for skills acquisition; and
- 7) Two new sections 80 and 90 to move the provision of 18VAC90-25-130 and 18VAC90-25-140 (advanced nurse aide education programs) to Chapter 26 so all regulations for nurse aide education are included in one chapter.

### Acronyms and Definitions

*Please define all acronyms or technical definitions used in the Agency Background Document.*

CNA = certified nurse aide

### Mandate and Impetus

*Please identify the mandate for this regulatory change, and any other impetus that specifically prompted its initiation (e.g., new or modified mandate, petition for rulemaking, periodic review, board decision, etc.). For purposes of executive branch review, "mandate" has the same meaning as defined in Executive Order 14 (as amended, July 16, 2018), "a directive from the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part."*

The mandate for this action is a periodic review that was posted on Townhall and published in the Register of Regulations. The comment period on the periodic review began on April 16, 2018 and ended on May 8, 2018; there were no comments on this chapter.

### Legal Basis

*Please identify (1) the agency or other promulgating entity, and (2) the state and/or federal legal authority for the regulatory change, including the most relevant citations to the Code of Virginia or Acts of Assembly chapter number(s), if applicable. Your citation must include a specific provision, if any, authorizing the promulgating entity to regulate this specific subject or program, as well as a reference to the agency or promulgating entity's overall regulatory authority.*

Regulations are promulgated under the general authority of Chapter 24 of Title 54.1 of the Code of Virginia. Section 54.1-2400 (6), which provides the Board of Nursing the authority to promulgate regulations to administer the regulatory system:

***§ 54.1-2400 -General powers and duties of health regulatory boards***

*The general powers and duties of health regulatory boards shall be:*

- 1. To establish the qualifications for registration, certification, licensure or the issuance of a multistate licensure privilege in accordance with the applicable law which are necessary to ensure competence and integrity to engage in the regulated professions.*
- 2. To examine or cause to be examined applicants for certification or licensure. Unless otherwise required by law, examinations shall be administered in writing or shall be a demonstration of manual skills.*
- 3. To register, certify, license or issue a multistate licensure privilege to qualified applicants as practitioners of the particular profession or professions regulated by such board.*
- 4. To establish schedules for renewals of registration, certification, licensure, and the issuance of a multistate licensure privilege.*
- 5. To levy and collect fees for application processing, examination, registration, certification or licensure or the issuance of a multistate licensure privilege and renewal that are sufficient to cover all expenses for the administration and operation of the Department of Health Professions, the Board of Health Professions and the health regulatory boards.*
- 6. To promulgate regulations in accordance with the Administrative Process Act (§ 2.2-4000 et seq.) which are reasonable and necessary to administer effectively the regulatory system. Such regulations shall not conflict with the purposes and intent of this chapter or of Chapter 1 (§ 54.1-100 et seq.) and Chapter 25 (§ 54.1-2500 et seq.) of this title. ...*

The specific statutory authority for approval of nurse aide education programs is found in:

**§ 54.1-3005. Specific powers and duties of Board.**

*In addition to the general powers and duties conferred in this title, the Board shall have the following specific powers and duties: ...*

*8. To certify and maintain a registry of all certified nurse aides and to promulgate regulations consistent with federal law and regulation. The Board shall require all schools to demonstrate their compliance with § 54.1-3006.2 upon application for approval or reapproval, during an on-site visit, or in response to a complaint or a report of noncompliance. The Board may impose a fee pursuant to § 54.1-2401 for any violation thereof. Such regulations may include standards for the authority of licensed practical nurses to teach nurse aides;*

**§ 54.1-3006.2. Nurse aide education program.**

*All approved nurse aide education programs shall provide each student applying to or enrolled in such program with a copy of applicable Virginia law regarding criminal history records checks for employment in certain health care facilities, and a list of crimes which pose a barrier to such employment.*

Purpose

*Please describe the specific reasons why the agency has determined that this regulation is essential to protect the health, safety, or welfare of citizens. In addition, please explain any potential issues that may need to be addressed as the regulation is developed.*

Certified nurse aides often provide care to the most vulnerable of our citizens in long-term care, home health, and other health care settings. The workgroup convened in 2016 to review and standardize curriculum found that persons who train nurse aides need to be better trained themselves, that additional topics need to be taught in the educational programs, and that students need a sufficient number of hours of clinical training to be prepared to pass the examination and practice safely. Amendments are recommended to improve the training of nurse aides so they can be competent in their skills and knowledge to protect the health and safety of patients in their care.

### Substance

*Please briefly identify and explain the new substantive provisions that are being considered, the substantive changes to existing sections that are being considered, or both.*

Recommendations for amendments from Nurse Aide Curriculum Committee and the Board are as follows:

**Section 10** – Add a definition of “approval” to clarify what it means as used in this chapter.

Amend the definition of “program provider” to clarify that the program must have board approval.

Add definitions for “site visit” and “survey visit,” two terms used in the Chapter that are not clearly understood.

**Section 20** – Change the timeframe for application to the Board from 90 days to 180 days to allow adequate time for review of criteria and a site visit before the expected opening date.

Clarify that a site visit is required prior to Board approval of the program.

Add a prohibition against advertisement of the program until it has received Board approval (similar to nursing education regulations).

Eliminate the word “initial” in A (3) before the word “approval” to clarify that once all documentation indicates compliance with requirements, the program may receive “approval.”

In subsection B, specify that all programs must use the Board-approved curriculum, which includes content already set forth in regulation.

Add a requirement that all clinical sites must be within 30 miles of the educational program or have Board approval (current policy of the Board).

Add to the certificate of completion specific information on the name of the program, the approval number from the Board, and the signature of the primary instructor or program coordinator.

**Section 30** – Add a provision to subsection A on the responsibilities of the program coordinator, similar to those specified for nursing education programs.

Add a requirement for the primary instructor that states that while on-site to instruct students, that person cannot assume other duties within the school (such as serving as the school nurse and teaching the CNA course simultaneously).

Include in subsection D (1) two additional topics for a “train-the-trainee” course: 1) review and understanding of the requirement for nurse aide education programs; and 2) review and understanding of the nurse aide curriculum content and objectives developed by the Board.

Include in subsection D (2) that the experience in teaching adults or high school students must be in teaching the Virginia-approved nurse aide education curriculum.

Add in subsection D, a provision that the train-the-trainer course with at least a 12 hour course offered over a two day period to allow sufficient time to convey and absorb the required content.

Add a subsection E specifying a six-hour refresher course every three years for instructors to remain qualified to teach the nurse aide curriculum.

Clarify that the ratio of students to instructor applies to all clinical areas, including skills laboratory.

**Section 40 – Add “skills lab” to the curriculum content.**

Add a #12 to the curriculum content information on substance abuse and opioid misuse.

Subsection B (8) requires training in the legal and regulatory aspects of practice as a CNA, so the Board will add a reference to the regulations in Chapter 25 that delineate the causes for unprofessional conduct.

**Section 50 – Add to the certificate of completion specific information on the name of the program, the approval number from the Board, and the signature of the primary instructor or program coordinator.**

Amend subsection B on student identification to allow the employment setting to determine the name on a name tag (same as Nursing regulations).

Amend subsection C on the length of program to add 20 hours, from 120 to 140, with 20 hours specifically designated for skills acquisition.

Amend subsection D (5) to specify that instructional technology and equipment for simulation of client care must be “current.”

**Section 60 - Add to subsection A on Program Review, a requirement that any additional information needed to evaluate a program’s compliance with Board regulations must be submitted within a time frame specified by the Board.**

**Add new sections 80 and 90 – Move the provision of 18VAC90-25-130 and 18VAC90-25-140 (advanced nurse aide education programs) to Chapter 26 so all regulations for nurse aide education are included in one chapter**

### Alternatives

*Please describe any viable alternatives to the regulatory change that were considered, and the rationale used by the agency to select the least burdensome or intrusive alternative that meets the essential purpose of the regulatory change. Also, include discussion of less intrusive or less costly alternatives for small businesses, as defined in § 2.2-4007.1 of the Code of Virginia, of achieving the purpose of the regulatory change.*



In 2016, Delegate Orrock sent a letter to the Director of the Department of Health Professions requesting the convening of a stakeholder workgroup to “discuss existing practices and curricula while seeking ways to standardize and improve the training provided to the front-line (CNSs) clinicians.” The Delegate asked that specific state agencies and professional associations be included in such a workgroup. The group was provided data regarding the approved nurse aide programs in Virginia, their pass rates on the nurse aide exam, and the number of didactic and clinical hours per type of program. Subsequently, a subgroup met several times to work on the nurse aide curriculum. Recommendations from this review were incorporated into the periodic review and adopted by the Board. There are no alternatives that would achieve the purpose of the regulatory change.

### Periodic Review and Small Business Impact Review Announcement

This NOIRA is not being used to announce a periodic review or a small business impact review; it is the result of a periodic review previously announced.

### Public Participation

The Board of Nursing is seeking comments on this regulation, including but not limited to: ideas to be considered in the development of this regulation, the costs and benefits of the alternatives stated in this background document or other alternatives, and the potential impacts of the regulation. Also, the agency/board is also seeking information on impacts on small businesses as defined in § 2.2-4007.1 of the *Code of Virginia*. Information may include: 1) projected reporting, recordkeeping, and other administrative costs; 2) the probable effect of the regulation on affected small businesses; and 3) the description of less intrusive or costly alternatives for achieving the purpose of the regulation.

Anyone wishing to submit written comments for the public comment file may do so through the Public Comment Forums feature of the Virginia Regulatory Town Hall web site at <https://www.townhall.virginia.gov>. Written comments must include the name and address of the commenter. Comments may also be submitted by mail, email or fax to Elaine Yeatts, 9960 Mayland Drive, Henrico, VA 23233 or [elaine.yeatts@dhp.virginia.gov](mailto:elaine.yeatts@dhp.virginia.gov) or by FAX to (804) 527-4434. In order to be considered, comments must be received by 11:59 pm on the last day of the public comment period.

A public hearing will be held following the publication of the proposed stage of this regulatory action, and notice of the hearing will be posted on the Virginia Regulatory Town Hall website (<https://www.townhall.virginia.gov>) and on the Commonwealth Calendar website (<https://www.virginia.gov/connect/commonwealth-calendar>). Both oral and written comments may be submitted at that time.

Virginia.gov Agencies | Governor

Agency **Department of Health Professions**Board **Board of Nursing**Chapter **Regulations for Nurse Aide Education Programs [18 VAC 90 - 26]**

Action	<u>Implementing Result of Periodic Review</u>
Stage	<u>NOIRA</u>
Comment Period	Ends 6/12/2019

8 comments

All good comments for this forum [Show Only Flagged](#)[Back to List of Comments](#)

Commenter: Shanon Griffin

5/13/19 11:16 am

**Primary Instructor having no other duties**

I believe the proposed regulation that the primary instructor while instructing students, should assume no other duties is desperately needed. In many schools in Virginia, the instructor also doubles as the school nurse and therefore is pulled away from his/her classroom. This will lead to students being unsupervised while the instructor is treating their patient, and to lost instructional time. The loss of instructional time will now become a bigger issue as we are proposing adding additional hours needed to the program as a whole. I believe it is of utmost importance to pass the proposed regulation that primary instructors may not have other duties assigned to them while they are instructing their students.

Commenter: Patty Wiesenhofer, Va Adult Care Edu, Train the Trainer for Nurse Aide

5/14/19 9:47 am

**Hours requirement for TTT/NA class and refresher class**

I recommend the 2 day required TTT/NA class be 10 hours over 2 days and the refresher class be 5 hours in one day. (It is listed as 12 hr and 6 hr). In my experience over the last 6 years, the content can be covered in this amount of time. Keeping the class "user friendly" is important for those that commute an hour or two to fulfill this requirement. Thank You!

Commenter: Northern Virginia Community College

5/14/19 5:31 pm

**Associate Director, Allied Health Programs**

An increase in 20 hours is quite a substantial increase that we will need to pay faculty. Tuition will need to increase in turn. Unfortunately, I fear that we will need to close our program, the program costs and tuition are already unsustainable, for the school and the student.

**Commenter:** Karen Grove`

5/15/19 10:52 am

**Requiring refresher course**

The refresher course should be hosted by the Board of Nursing in conjunction with the testing agency. The VBON Nurse Aide training program courses I have attended in the past have been very beneficial. I would attend annually if they were offered.

**Commenter:** Karen Grove`

5/15/19 11:00 am

**Changing program length to 140 hours**

I agree with the comment from NOVA. Adding 20 hours is a sticky wicket for community colleges, who charge by the credit. It would increase tuition, increase the pay needed for faculty, and require increased time in the lab, for which we already compete with the PN and RN programs.

Any program that feels that their pass rate on the NNAAP is too low or that the students are not demonstrating competency in skills is free to increase the number of hours spent practicing in the lab, independent of a directive from the Board of Nursing.

**Commenter:** Johanna Carlos

5/15/19 12:42 pm

**Increase in Hours**

If the impetus for increased 20 hours in skills training is truly based off of NNAAP results, perhaps the BON could also require a 20 hour mandatory Nurse Evaluator Training for Credentia; at the state level. The standards and inconsistencies amongst Virginia evaluators is troubling .....you may see skills scores go up without increasing class hours.

**Commenter:** JoAnna Collins, PVCC

5/15/19 5:47 pm

**TTT/Refresher triennial requirement**

While I believe it is imperative for Instructional staff to have to have current relevant continuing education, I believe the current TTT offerings need to be re-evaluated. Training similar to state evaluators (skills performance) would be very helpful. I also suggest encouraging consistency among the state evaluators would improve outcomes. I have experienced good and bad evaluators (Good being fair, patient and understanding; bad being rude, demanding, not engaged in watching "evaluating").

**Commenter:** Cherrie Eubanks, Red Cross

5/21/19 12:36 pm

**proposed changes to the Nurse Aide Education regulations**

Reviewed changes and all seem within reason.

F5

**Board action: Amendment to fee for returned checks**

**Included in agenda package:**

Applicable sections of the Code of Virginia

Revised Fee section

**Staff note:**

Auditors from the Office of the Comptroller have advised DHP that we should be charging \$50 for a returned check, rather than the current \$35. That amount was based on language in § 2.2-614.1. However, § 2.2-4805 (from the Va. Debt Collection Act) requires the fee for a returned check to be \$50.

Board counsel for DHP boards has advised that the handling fee of \$50 in Virginia Code 2.2-4805 governs. Section 2.2-614.1 states that a “penalty of \$35 or the amount of any costs, whichever is greater,” shall be imposed. By amending § 2.2-4805 in 2009, the General Assembly determined that the costs, in the form of a “handling fee,” is \$50, and thus greater than the \$35 penalty imposed under 2.2-614.1.

Therefore, all board regulations will need to be amended to reflect the higher “handling” fee.

## **§ 2.2-4805. Interest, administrative charges and penalty fees**

A. Each state agency and institution may charge interest on all past due accounts receivable in accordance with guidelines adopted by the Department of Accounts. Each past due accounts receivable may also be charged an additional amount that shall approximate the administrative costs arising under § 2.2-4806. Agencies and institutions may also assess late penalty fees, not in excess of ten percent of the past-due account on past-due accounts receivable. The Department of Accounts shall adopt regulations concerning the imposition of administrative charges and late penalty fees.

B. Failure to pay in full at the time goods, services, or treatment are rendered by the Commonwealth or when billed for a debt owed to any agency of the Commonwealth shall result in the imposition of interest at the judgment rate as provided in § 6.2-502 on the unpaid balance unless a higher interest rate is authorized by contract with the debtor or provided otherwise by statute. Interest shall begin to accrue on the 60th day after the date of the initial written demand for payment. A public institution of higher education in the Commonwealth may elect to impose a late fee in addition to, or in lieu of, interest for such time as the institution retains the claim pursuant to subsection D of § 2.2-4806. Returned checks or dishonored credit card or debit card payments shall incur a handling fee of \$50 unless a higher amount is authorized by statute to be added to the principal account balance.

C. If the matter is referred for collection to the Division, the debtor shall be liable for reasonable attorney fees unless higher attorney fees are authorized by contract with the debtor.

D. A request for or acceptance of goods or services from the Commonwealth, including medical treatment, shall be deemed to be acceptance of the terms specified in this section.

1988, c. 544, § 2.1-732; 2001, c. 844; 2009, c. 797.

The chapters of the acts of assembly referenced in the historical citation at the end of this section may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

Code of Virginia  
Title 2.2. Administration of Government  
Chapter 6. General Provisions

**§ 2.2-614.1. Authority to accept revenue by commercially acceptable means; service charge; bad check charge.**

A. Subject to § 19.2-353.3, any public body that is responsible for revenue collection, including, but not limited to, taxes, interest, penalties, fees, fines or other charges, may accept payment of any amount due by any commercially acceptable means, including, but not limited to, checks, credit cards, debit cards, and electronic funds transfers.

B. The public body may add to any amount due a sum, not to exceed the amount charged to that public body for acceptance of any payment by a means that incurs a charge to that public body or the amount negotiated and agreed to in a contract with that public body, whichever is less. Any state agency imposing such additional charges shall waive them when the use of these means of payment reduces processing costs and losses due to bad checks or other receivable costs by an amount equal to or greater than the amount of such additional charges.

C. If any check or other means of payment tendered to a public body in the course of its duties is not paid by the financial institution on which it is drawn, because of insufficient funds in the account of the drawer, no account is in the name of the drawer, or the account of the drawer is closed, and the check or other means of payment is returned to the public body unpaid, the amount thereof shall be charged to the person on whose account it was received, and his liability and that of his sureties, shall be as if he had never offered any such payment. A penalty of \$35 or the amount of any costs, whichever is greater, shall be added to such amount. This penalty shall be in addition to any other penalty provided by law, except the penalty imposed by § 58.1-12 shall not apply.

2002, c. 719; 2004, c. 565.

**Project 6148 - none**

**BOARD OF NURSING**

**Handling fee**

**18VAC90-19-30. Fees.**

**A. Fees required by the board are:**

1. Application for licensure by examination - RN	\$190
2. Application for licensure by endorsement - RN	\$190
3. Application for licensure by examination - LPN	\$170
4. Application for licensure by endorsement - LPN	\$170
5. Reapplication for licensure by examination	\$50
6. Biennial licensure renewal - RN	\$140
7. Biennial inactive licensure renewal - RN	\$70
8. Biennial licensure renewal - LPN	\$120
9. Biennial inactive licensure renewal - LPN	\$60
10. Late renewal - RN	\$50
11. Late renewal - RN inactive	\$25
12. Late renewal - LPN	\$40
13. Late renewal - LPN inactive	\$20
14. Reinstatement of lapsed license - RN	\$225
15. Reinstatement of lapsed license - LPN	\$200
16. Reinstatement of suspended or revoked license	\$300
17. Duplicate license	\$15
18. Replacement wall certificate	\$25
19. Verification of license	\$35
20. Transcript of all or part of applicant or licensee records	\$35
21. <u>Returned check charge Handling fee for returned check or dishonored credit card or debit card</u>	<del>\$35</del> <u>\$50</u>
22. Application for CNS registration	\$130
23. Biennial renewal of CNS registration	\$80

24. Reinstatement of lapsed CNS registration	\$125
25. Verification of CNS registration to another jurisdiction	\$35
26. Late renewal of CNS registration	\$35

B. For renewal of licensure or registration from July 1, 2017, through June 30, 2019, the following fees shall be in effect:

1. Biennial licensure renewal - RN	\$105
2. Biennial inactive licensure renewal - RN	\$52
3. Biennial licensure renewal - LPN	\$90
4. Biennial inactive licensure renewal - LPN	\$45
5. Biennial renewal of CNS registration	\$60

**18VAC90-25-16. Fees.**

A. The following fees shall apply:

1. Annual renewal for certified nurse aide	\$30
2. <del>Returned check</del> <u>Handling fee for returned check or dishonored credit card or debit card</u>	<del>\$35</del> <u>\$50</u>
3. Application for certification as an advanced certified nurse aide	\$25
4. Renewal of advanced certified nurse aide certification	\$20
5. Reinstatement of advanced certified nurse aide certification	\$30

B. Fees shall not be refunded once submitted.

**18VAC90-27-20. Fees.**

Fees required by the board are:

1. Application for approval of a nursing education program.	\$1,650
2. Survey visit for nursing education program.	\$2,200
3. Site visit for NCLEX passage rate for nursing education program.	\$1,500
4. <u>Handling fee for returned check or dishonored credit card or debit card</u>	<u>\$50</u>

**18VAC90-30-50. Fees.**

A. Fees required in connection with the licensure of nurse practitioners are:



1. Application	\$125
2. Biennial licensure renewal	\$80
3. Late renewal	\$25
4. Reinstatement of licensure	\$150
5. Verification of licensure to another jurisdiction	\$35
6. Duplicate license	\$15
7. Duplicate wall certificate	\$25
8. <del>Return check charge</del> <u>Handling fee for returned check or dishonored credit card or debit card</u>	<del>\$35</del> <u>\$50</u>
9. Reinstatement of suspended or revoked license	\$200

B. For renewal of licensure from July 1, 2017, through June 30, 2019, the following fee shall be in effect:

Biennial renewal	\$60
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**18VAC90-40-70. Fees for prescriptive authority.**

A. The following fees have been established by the boards:

1. Initial issuance of prescriptive authority	\$75
2. Biennial renewal	\$35
3. Late renewal	\$15
4. Reinstatement of lapsed authorization	\$90
5. Reinstatement of suspended or revoked authorization	\$85
6. Duplicate of authorization	\$15
7. <del>Return check charge</del> <u>Handling fee for returned check or dishonored credit card or debit card</u>	<del>\$35</del> <u>\$50</u>

B. For renewal of licensure from July 1, 2017, through June 30, 2019, the following fee shall be in effect:

Biennial renewal	\$26
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**18VAC90-50-30. Fees.**

A. Fees listed in this section shall be payable to the Treasurer of Virginia and shall not be refunded unless otherwise provided.

B. Fees required by the board are:

1. Application and initial licensure	\$140
2. Biennial renewal	\$95
3. Late renewal	\$30
4. Reinstatement of licensure	\$150
5. Reinstatement after suspension or revocation	\$200
6. Duplicate license	\$15
7. Replacement wall certificate	\$25
8. Verification of licensure	\$35
9. Transcript of all or part of applicant/licensee records	\$35
10. <del>Returned check charge</del> <u>Handling fee for returned check or dishonored credit card or debit card</u>	<del>\$35</del> <u>\$50</u>

C. For renewal of licensure from July 1, 2017, through June 30, 2019, the following fee shall be in effect:

Biennial renewal	\$71
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**18VAC90-60-30. Fees.**

A. The following fees shall apply:

1. Application for program approval	\$500
2. Application for registration as a medication aide	\$50
3. Annual renewal for medication aide	\$30
4. Late renewal	\$15
5. Reinstatement of registration	\$90
6. <del>Returned check</del> <u>Handling fee for returned check or dishonored credit card or debit card</u>	<del>\$35</del> <u>\$50</u>
7. Duplicate registration	\$15
8. Reinstatement following suspension, mandatory suspension, or revocation	\$120

B. Fees shall not be refunded once submitted.

C. The fee for the state examination shall be paid directly to the examination service contracted by the board for its administration.



F6

# COMMONWEALTH of VIRGINIA

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## Memo

**To:** Board Members  
**From:** Jay P. Douglas, MSM, RN, CSAC, FRE  
**CC:** Jay P. Douglas, MSM, RN, CSAC, FRE  
**Re:** Guidance Documents  
**Date:** September 17, 2019

Attached are Guidance Documents from the Board of Nursing currently due for review.

Staff completed a review and made the following recommendations:

**F6a** 90-9 (*Guidelines for Prescription Drug Administration Training Program for Child Day Programs*) – to re-adopt with no change to discuss and to repeal

**F6b** 90-48 (*Guidance on the Use of Social Media*) – to repeal as content no longer appropriate for guidance document.

Alternative to be considered by the Board regarding 90-48 would be:

- Provide link to NCSBN website and information related to the use of media
- Include specific reference to social media in Board of Nursing regulations related to disciplinary position

Virginia Board of Nursing  
Jay P. Douglas, MSM, RN, CSAC, FRE  
Executive Director

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**F6c 90-54** (*Guidance for Conduct of an Informal Conference by an Agency Subordinate of a Health Regulatory Board at the Department of Health Professions*) – **to re-adopt with no change**

Fba

**VIRGINIA BOARD OF NURSING****Guidelines for Prescription Drug Administration Training Program for Child Day Programs**

Chapter 686 of the 2006 Acts of the Assembly added to the powers and duties of the Board authority to develop “*guidelines for the training of employees of child day programs as defined in § 63.2-100 and regulated by the State Board of Social Services in the administration of prescription drugs as defined in the Drug Control Act (§ 54.1-3400 et seq.). Such training programs shall be taught by a registered nurse, licensed practical nurse, doctor of medicine or osteopathic medicine, or pharmacist*” (§ 54.1-3005).

The legislation further amended the Drug Control Act (§ 54.1-3400 et seq.) to allow a person to administer drugs to a child in a child day program as defined in § 63.2-100 and regulated by the State Board of Social Services, provided such person “*has satisfactorily completed a training program for this purpose approved by the Board of Nursing and taught by a registered nurse, licensed practical nurse, doctor of medicine or osteopathic medicine, or pharmacist.*”

Accordingly, the Board of Nursing has adopted the following guidelines for the training of employees of child day programs:

***Guidelines for Prescription Drug Administration Training Program for Child Day Programs******Qualifications of instructional personnel.***

*The prescription drug administration training program shall be conducted by a nurse, a doctor of medicine or osteopathic medicine, or a pharmacist with an active, current license who has successfully completed a course designed to prepare the instructor to teach the curriculum as it relates to children in child day programs.*

***Content of curriculum.***

*The curriculum shall include a minimum of 8 hours of classroom instruction and practice in the following areas:*

- A. Preparation for administration of prescription drugs to a child in a child day care program by:*
- 1. Demonstrating an understanding of the child's rights regarding prescription medications.*
  - 2. Understanding of requirements for confidentiality and security of prescription medications.*
  - 3. Identifying medication terminology and abbreviations.*
  - 4. Understanding the purpose and effects of a prescription medication and recognizing the potential side effects and adverse reactions.*
  - 5. Understanding the developmental stages and ages of childhood as they relate to appropriate techniques and routes of administration.*
  - 6. Recognizing emergencies and other health-threatening conditions, such as anaphylaxis, and responding accordingly.*

*7. Understanding methods for prevention of medication poisoning and knowing the contact number for poison control.*

*B. Performance of safe techniques for administration of prescription drugs by:*

- 1. Understanding and reviewing medication consent forms.*
- 2. Observing the five rights of prescription drug administration.*
- 3. Identifying the appropriate physical environment for safe administration.*
- 4. Following proper procedure for preparing prescriptions for administration.*
- 5. Understanding and demonstrating the appropriate routes of administration.*
- 6. Safe handling of a child with asthma.*

*C. Performance of administration of specific types of drugs by specific routes by:*

*1. Understanding of the safe administration of the following oral drugs:*

*a. Tablets and capsules*

*b. Crushed tablets*

*c. Sprinkles*

*d. Liquids, medicine cup*

*e. Liquids, dosing spoon*

*f. Liquids, oral medication syringe*

*g. Liquids with a dropper*

*h. Application of medication to gums*

*2. Understanding of the safe administration of the following prepared instillations and treatments:*

*a. Eye drops and ointments*

*b. Ear drops*

*c. Topical preparations, including creams, gels, lotions, ointments or aerosols*

*d. Medicated patches*

*e. Nasal drops and sprays*

*f. Inhalation therapy, including an oral metered dose inhaler and an oral metered dose inhaler with a spacer*

*g. Nebulizer treatments*

*h. Use of an auto injector device for administration of epinephrine when prescribed for a specific child for anaphylaxis*

*D. Understanding of the following documentation and record-keeping requirements:*

*1. Reporting and recording the child's refusal to take the prescription drug or the inability to safely administer the drug.*

*2. Documenting administration of prescription drug.*

*3. Documenting and reporting errors in administration.*

*4. Maintaining child's records in accordance with facility policy.*

*5. Sharing information with other staff orally and by using documents.*

*6. Storing and securing child-specific prescriptions.*

*7. Documenting an inventory of Schedule II prescription drugs.*

*E. Understanding of methods for maintaining aseptic conditions by:*

*1. Implementing universal precautions.*

*2. Ensuring cleanliness and disinfection.*

*3. Disposing of infectious or hazardous waste.*

***Post-course examination.***

*The prescription drug administration training program shall require that each student pass a written and practical examination at the conclusion of the training which measures minimum competency in administration of prescription drugs in child day programs.*

***Additional training***

*In addition to the basic classroom instruction in administration of prescription drugs in child day programs, the prescription administration training program may also offer training modules in the administration or provision of prescription drugs or treatments (such as but not limited to, insulin injections) for a special needs child. These training modules must have Board of Nursing approval. In addition to successful completion of the specialized training module, the trained Child Day Program staff must have an individualized health care plan developed in consultation with the child's parents and health care provider to identify any special instructions, training or skills required to care for such child.*

*When a child with diabetes is enrolled in a Child Day Program, there shall be someone on staff and physically present in the facility that has received the Medication Administration Training Certification (8-hour program) and successfully completed the Diabetes Management in Child Care Settings training to administer insulin and provide emergency administration of glucagon.*

The Board has delegated the approval of training programs to the Executive Director of the Board, if such programs comply with provisions of law and the guidelines for training.

***Abbreviated Training for Administration of Medications in Child Day Care***

The prescription administration training program may offer an abbreviated training for staff members in a child day program that does not routinely administer medications to children, but would need to be able to administer medications in an emergency by injection of epinephrine using an auto-injector device. The abbreviated curriculum would be excerpted from the Board-approved curriculum for administration of prescription drugs in child day programs. An abbreviated course may include training in the use of the auto injector device for administration of epinephrine (1 hour) and/or the administration of prescription topical creams and ointments (1 hour). Child day program staff may take one module or both depending on the needs of the facility and the specific expectations of the individual's job description.



Virginia Board of Nursing

F66

Guidance on the Use of Social Media

**Applicability**

This guidance document of the Board of Nursing applies to all *practitioners* regulated by the Board - including registered nurses, licensed practical nurses, certified massage therapists, certified nurse aides and registered medication aides.

**Definition**

What, exactly, is social media? Merriam-Webster defines social media as:

...forms of electronic communication...through which users create online communities to share information, ideas, personal messages, and other content...

About.com clarifies that:

...social media would be a social instrument of communication...a website that doesn't just give you information, but interacts with you while giving you that information...a two-way street that gives you the ability to communicate too. Any website that invites you to interact with the site and with other visitors falls into the definition of social media.

**Background**

The use of Social Media and other electronic communication is increasing exponentially with growing numbers of social media outlets, platforms and applications, including blogs, social networking sites, video sites, and online chat rooms and forums. Practitioners often use electronic media both personally and professionally. Instances of inappropriate use of electronic media by practitioners have been reported to boards of nursing and, in some cases, reported in nursing literature and the media. This document is intended to provide guidance to practitioners using electronic media in a manner that maintains patient privacy and confidentiality.

Social media can benefit health care in a variety of ways, including fostering professional connections, promoting timely communication with patients and family members, and educating and informing consumers and health care professionals.

Practitioners are increasingly using blogs, forums and social networking sites to share workplace experiences particularly events that have been challenging or emotionally charged. These outlets provide a venue for the practitioner to express his or her feelings, and reflect or seek support from friends, colleagues, peers or virtually anyone on the Internet. Journaling and reflective practice have been identified as effective tools in health care practice. The Internet provides an alternative media for practitioners to engage in these helpful activities. Without a sense of caution, however, these understandable needs and potential benefits may result in the practitioner disclosing too much information and violating patient privacy and confidentiality.

Health care organizations that utilize electronic and social media typically have policies governing employee use of such media in the workplace. Components of such policies often address personal use of employer computers and equipment, and personal computing during work hours. The policies may address types of websites that may or may not be accessed from employer computers. Health care organizations also maintain careful control of websites maintained by or associated with the organization, limiting what may be posted to the site and by whom.

The employer's policies, however, typically do not address the practitioner's use of social media outside of the workplace. It is in this context that the practitioner may face potentially serious consequences for inappropriate use of social media.

### **Confidentiality and Privacy**

To understand the limits of appropriate use of social media, it is important to have an understanding of confidentiality and privacy in the health care context. Confidentiality and privacy are related, but distinct concepts. Any patient information learned by the practitioner during the course of treatment must be safeguarded by that practitioner. Such information may only be disclosed to other members of the health care team for health care purposes. Confidential information should be shared only with the patient's informed consent, when legally required or where failure to disclose the information could result in significant harm. Beyond these very limited exceptions the practitioner's obligation to safeguard such confidential information is universal.

Privacy relates to the patient's expectation and right to be treated with dignity and respect. Effective practitioner-patient relationships are built on trust. The patient needs to be confident that their most personal information and their basic dignity will be protected by the practitioner. Patients will be hesitant to disclose personal information if they fear it will be disseminated beyond those who have a legitimate "need to know." Any breach of this trust, even inadvertent, damages the particular practitioner-patient relationship and the general trustworthiness of the profession of nursing.

Federal law reinforces and further defines privacy through the Health Insurance Portability and Accountability Act (HIPAA). HIPAA regulations are intended to protect patient privacy by defining individually identifiable information and establishing how this information may be used, by whom and under what circumstances. The definition of individually identifiable information includes any information that relates to the past, present or future physical or mental health of an individual, or provides enough information that leads someone to believe the information could be used to identify an individual.

Breaches of patient confidentiality or privacy can be intentional or inadvertent and can occur in a variety of ways. Practitioners may breach confidentiality or privacy with information he or she posts via social media.

Examples may include comments on social networking sites in which a patient is described with sufficient detail to be identified, referring to patients in a degrading or demeaning manner, or posting video or photos of patients.

### **Board of Nursing Implications**

Instances of inappropriate use of social and electronic media may be reported to the Board, and it may investigate reports of inappropriate disclosures on social media by a practitioner on the grounds of:

- Unprofessional conduct;
- Unethical conduct;
- Moral turpitude;
- Mismanagement of patient records;
- Revealing a privileged communication; and
- Breach of confidentiality.

If the allegations are found to be true, the practitioner may face disciplinary action by the Board, including a reprimand or sanction, assessment of a monetary fine, or temporary or permanent loss of licensure, certification or registration.

A 2010 survey of Boards of Nursing conducted by the National Council of State Boards of Nursing indicated an overwhelming majority of board responding (33 of the 46 respondents) reported receiving complaints of practitioners who have violated patient privacy by posting photos or information about patients on social networking sites. The majority (26 of the 33) reported taking disciplinary actions based on these complaints. Actions taken included censure of the practitioner, issuing a letter of concern, placing conditions on the practitioner's license or suspension of the practitioner's license.

### **Possible Consequences**

Potential consequences for inappropriate use of social and electronic media by a practitioner are varied. The potential consequences will depend, in part, on the particular nature of the practitioner's conduct.

Improper use of social media by practitioners may violate state and federal laws established to protect patient privacy and confidentiality. Such violations may result in both civil and criminal penalties, including fines and possible jail time. A practitioner may face personal liability. The practitioner may be individually sued for defamation, invasion of privacy or harassment. Particularly flagrant misconduct on social media websites may also raise liability under state or federal regulations focused on preventing patient abuse or exploitation.

If the practitioner's conduct violates the policies of the employer, the practitioner may face employment consequences, including termination. Additionally, the actions of the practitioner may damage the reputation of the health care organization, or subject the organization to a law suit or regulatory consequences.

Another concern with the misuse of social media is its effect on team-based patient care. Online comments by a practitioner regarding co-workers, even if posted from home during nonwork hours, may constitute as lateral violence. Lateral violence is receiving greater attention as more is learned about its impact on patient safety and quality clinical outcomes. Lateral violence includes disruptive behaviors of intimidation and bullying, which may be perpetuated in person or via the Internet, sometimes referred to as "cyber bullying." Such activity is cause for concern for current and future employers and regulators because of the patient-safety ramifications. The line between speech protected by labor laws, the First Amendment and the ability of an employer to impose expectations on employees outside of work is still being determined. Nonetheless, such

comments can be detrimental to a cohesive health care delivery team and may result in sanctions against the practitioner.

### **Common Myths and Misunderstandings of Social Media**

While instances of intentional or malicious misuse of social media have occurred, in most cases, the inappropriate disclosure or posting is unintentional. A number of factors may contribute to a practitioner inadvertently violating patient privacy and confidentiality while using social media. These may include:

- A mistaken belief that the communication or post is private and accessible only to the intended recipient. The practitioner may fail to recognize that content once posted or sent can be disseminated to others. In fact, the terms of using a social media site may include an extremely broad waiver of rights to limit use of content. The solitary use of the Internet, even while posting to a social media site, can create an illusion of privacy. A mistaken belief that content that has been deleted from a site is no longer accessible.
- A mistaken belief that it is harmless if private information about patients is disclosed if the communication is accessed only by the intended recipient. This is still a breach of confidentiality.
- A mistaken belief that it is acceptable to discuss or refer to patients if they are not identified by name, but referred to by a nickname, room number, diagnosis or condition. This too is a breach of confidentiality and demonstrates disrespect for patient privacy.
- Confusion between a patient's right to disclose personal information about himself/herself (or a health care organization's right to disclose otherwise protected information with a patient's consent) and the need for health care providers to refrain from disclosing patient information without a care-related need for the disclosure.
- The ease of posting and commonplace nature of sharing information via social media may appear to blur the line between one's personal and professional lives. The quick, easy and efficient technology enabling use of social media reduces the amount of time it takes to post content and simultaneously, the time to consider whether the post is appropriate and the ramifications of inappropriate content.

### **Guiding Principles and Tips**

**Social networks** and the **Internet** provide unparalleled opportunities for rapid knowledge exchange and dissemination among many people, but this exchange does not come without risk. Practitioners and students have an obligation to understand the nature, benefits, and consequences of participating in social networking of all types. Online content and behavior has the potential to enhance or undermine not only the individual practitioner's career, but also the profession. The following information includes principles for Social Networking provided by the American Nurses Association (ANA).

- Practitioners must not transmit or place online individually identifiable patient information.
- Practitioners must observe ethically prescribed professional patient — practitioner boundaries.

- Practitioners should understand that patients, colleagues, institutions, and employers may view postings.
- Practitioners should take advantage of privacy settings and seek to separate personal and professional information online.
- Practitioners should bring content that could harm a patient's privacy, rights, or welfare to the attention of appropriate authorities.
- Practitioners should participate in developing institutional policies governing online conduct

### **How to Avoid Problems**

It is important to recognize that instances of inappropriate use of social media can and do occur, but with awareness and caution, practitioners can avoid inadvertently disclosing confidential or private information about patients.

The following guidelines are intended to minimize the risks of using social media:

- Recognize the ethical and legal obligation to maintain patient privacy and confidentiality at all times.
- Do not transmit by way of any electronic media any patient-related image. In addition, practitioners are restricted from transmitting any information that may be reasonably anticipated to violate patient rights to confidentiality or privacy, or otherwise degrade or embarrass the patient.
- Do not share, post or otherwise disseminate any information, including images, about a patient or information gained in the practitioner-patient relationship with anyone unless there is a patient care related need to disclose the information or other legal obligation to do so.
- Do not identify patients by name or post or publish information that may lead to the identification of a patient. Limiting access to postings through privacy settings is not sufficient to ensure privacy.
- Do not refer to patients in a disparaging manner, even if the patient is not identified.
- Do not take photos or videos of patients on personal devices, including cell phones. Follow employer policies for taking photographs or video of patients for treatment or other legitimate purposes using employer-provided devices.
- Maintain professional boundaries in the use of electronic media. Like in-person relationships, the practitioner has the obligation to establish, communicate and enforce professional boundaries with patients in the online environment. Use caution when having online social contact with patients or former patients. Online contact with patients or former patients blurs the distinction between a professional and personal relationship. The fact that a patient may initiate contact with the practitioner does not permit the practitioner to engage in a personal relationship with the patient.
- Consult employer policies or an appropriate leader within the organization for guidance regarding work related postings.
- Promptly report any identified breach of confidentiality or privacy.
- Be aware of and comply with employer policies regarding use of employer-owned computers, cameras and other electronic devices and use of personal devices in the work place.

- Do not make disparaging remarks about employers or co-workers. Do not make threatening, harassing, profane, obscene, sexually explicit, racially derogatory, homophobic or other offensive comments.
- Do not post content or otherwise speak on behalf of the employer unless authorized to do so and follow all applicable policies of the employer.

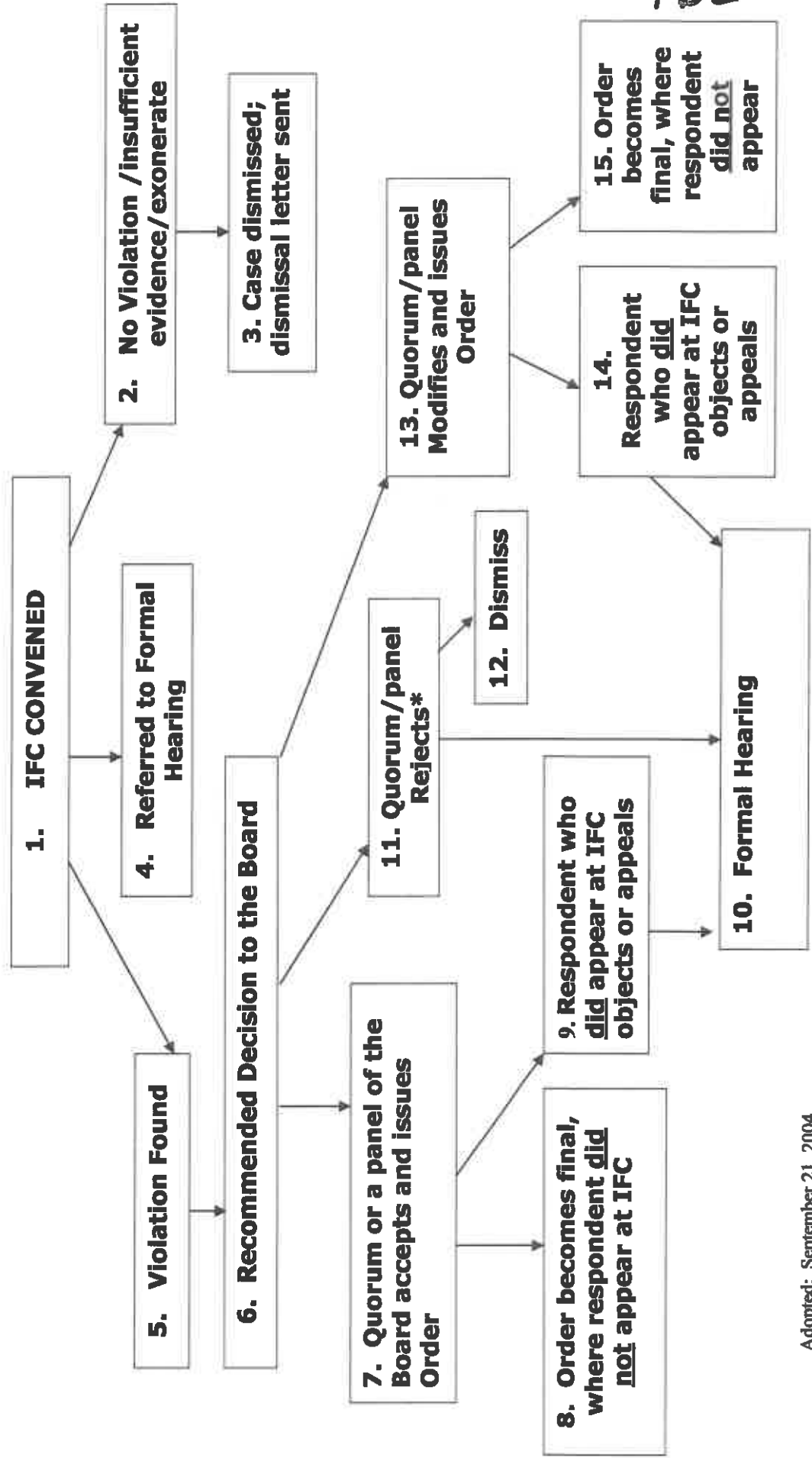
### **Conclusion**

Social and electronic media possess tremendous potential for strengthening personal relationships and providing valuable information to health care consumers. Practitioners need to be aware of the potential ramifications of disclosing patient-related information via social media. Practitioners should be mindful of employer policies, relevant state and federal laws, and professional standards regarding patient privacy and confidentiality and its application to social and electronic media. By being careful and conscientious, practitioners may enjoy the personal and professional benefits of social and electronic media without violating patient privacy and confidentiality.

### **References:**

- American Nurses Association. (2011, September). Silver Spring, MD: Author.
  - Principles for social networking and the nurse.
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4 **Guidance for Conduct of an Informal Conference by an Agency Subordinate of a Health Regulatory Board at the Department of Health Professions**



## **Narrative explanation of Flow Chart on Delegation to an Agency Subordinate**

*This describes the process in which an Agency Subordinate (“subordinate”) hears a case at an informal conference up to a case that may be referred to a formal hearing.*

1. Pursuant to a notice, the designated subordinate will convene the informal conference (“IFC”). An IFC before a subordinate is conducted in the same manner as an IFC before a committee of the board. Following the presentation of information by the parties, the subordinate will consider the evidence presented and render a recommended decision within 90 days regarding the findings of fact, conclusions of law, and if appropriate, the sanction to be imposed.
2. The subordinate may recommend that the respondent be exonerated, that there be a finding of no violation, or that insufficient evidence exists to determine that a statutory and/or regulatory violation has occurred.
3. If the subordinate makes such a finding, the case is dismissed and a dismissal letter is issued to the respondent notifying him of the determination.
4. The subordinate may decide that the case should be referred to a formal hearing. A hearing before the board would then be scheduled and notice sent to the respondent.
5. The subordinate may determine that a violation has occurred and recommend the findings of fact and conclusions of law along with an appropriate sanction.
6. With the assistance of APD, the subordinate drafts a recommended decision, which includes the findings of fact, conclusions of law and sanction. The recommendation is provided to the respondent and to the board and must be ratified by a quorum of the board or a panel consisting of at least five members of the board.
  - If the respondent appeared at the IFC, a copy of the Sanction Reference Point Worksheet completed pursuant to Guidance Document #90-7 will be provided to the respondent along with the recommended decision of the subordinate. The respondent has the opportunity to appear and respond in person to the recommended findings of fact, conclusions of law, and recommended sanction when considered by the board, or the respondent may respond in writing.”



- If the respondent did not appear at the IFC, a copy of the Sanction Reference Point Worksheet completed pursuant to Guidance Document #90-7 will not be provided to the respondent. The respondent will not be afforded the opportunity to appear, but may respond only in writing to the recommended findings of fact, conclusions of law, and recommended sanction when considered by the board.
- No new or additional information will be accepted during agency subordinate recommendation consideration by the board. If responding to the recommended decision in person or in writing, the respondent is limited to providing a response to the recommended findings of fact, the recommended conclusions of law, and recommended sanction, if any. If appearing in person, the respondent is allotted five minutes to respond.

7. If the quorum or panel of the board accepts the recommended decision and:

8. If the respondent did not appear at the IFC, the board's decision becomes a final order that can only be appealed to a circuit court; or

9-10. If the respondent did appear at the IFC and objects to and appeals the order, he may request a formal hearing before the board. A case referred to a formal hearing proceeds in the same manner as cases considered by special conference committees convened pursuant to Va. Code § 54.1-2400(10). If the respondent who appeared at the IFC does not request a formal hearing, the order becomes final after a specified timeframe.

11. A quorum or panel of the board may reject the recommended decision of the subordinate, in which case:

The quorum/panel may decide to refer the case for a formal hearing (10); or the quorum/panel may decide to dismiss the case and a dismissal letter is issued to the respondent notifying him of the decision of the board (12).\*

\* However, upon exception and advice of counsel, the Board may refer a case back to an IFC when there is a concern regarding the Board having provided adequate notice to the respondent prior to the IFC.

13. A quorum or panel of the board may modify the subordinate's recommended decision and issue an order reflecting the modified decision to the respondent.

15. If the respondent did not appear at the informal conference, then the board's decision becomes a final order that can only be appealed to a circuit court.

**14-10.** If the respondent did appear at the informal conference and objects to and appeals the order, he may request a formal hearing before the board. A case referred to a formal hearing proceeds in the same manner as cases considered by special conference committees convened pursuant to Va. Code § 54.1-2400(10). If the respondent who appeared at the IFC does not request a formal hearing, the order becomes final after a specified timeframe.